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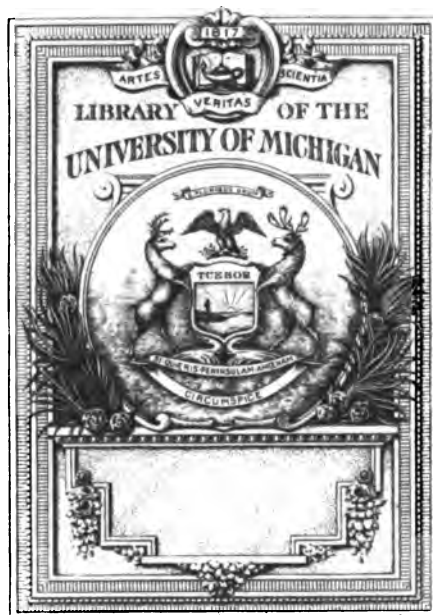
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**JOURNAL**  
**OF THE**  
**HOUSE OF REPRESENTATIVES**  
**OF THE**  
**STATE OF MICHIGAN.**

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**EXTRA SESSION, 1882.**  
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Printed by virtue of Law, under the Direction and Supervision of

**DANIEL L. CROSSMAN,**

**Clerk of the House of Representatives.**



—————  
**BY AUTHORITY.**  
—————

**LANSING:**  
**W. S. GEORGE & CO., STATE PRINTERS AND BINDERS.**  
**1882.**



IN  
MEMORY OF  
HON. FRANK KENDRICK,  
MEMBER OF THE HOUSE OF REPRESENTATIVES  
•  
FROM LAPEER COUNTY,  
WHO DIED AT HIS HOME IN DRYDEN,  
OCTOBER 18, 1881.

*See Pages 103 to 112.*



JOURNAL  
OF THE  
HOUSE OF REPRESENTATIVES.

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EXTRA SESSION, 1882.

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*Lansing, Thursday, February 23, 1882.*

Pursuant to a proclamation of His Excellency, Hon. David H. Jerome, Governor of the State of Michigan, the members of the House of Representatives assembled this day in their Hall in the Capitol, in the city of Lansing.

The Speaker, Hon. Seth C. Moffatt, called the House to order at 12 o'clock, noon.

Prayer by Rev. Mr. Badger.

The Speaker directed the Clerk to read the proclamation of the Governor, convening the Legislature in extraordinary session, which was as follows:

PROCLAMATION, BY THE GOVERNOR.

The condition of the people in the Huron peninsula of this State, who were sufferers by the forest fires of last autumn, demands the consideration of the Legislature. Many of their temporary needs were relieved by the personal generosity of citizens of this and other States, but further assistance has become an imperative necessity.

Committees and individuals who have given the subject the closest thought and most industrious investigation, concur with the Executive in the belief that the law-making power should be at once invoked.

The Commission appointed under authority vested in me at your last session to consider the revision of the tax system has submitted a comprehensive report and bills in pursuance of that object, which also merit your early attention.

A bill establishing representation in Congress on the basis of the tenth Federal Census will probably become a law within a few weeks, and may also require action at your hands in a re-arrangement of the congressional districts.

Now, THEREFORE, for the consideration of these subjects, and of such other matters as may be brought to your notice, I, DAVID H. JEROME, Governor of the State of Michigan, by virtue of the power vested in me by the Constitution, do hereby direct that the Legislature of the State convene in



extraordinary session at the Capitol in the city of Lansing, on Thursday, the twenty-third day of February instant, at twelve o'clock, noon.

In testimony whereof, I have hereunto set my hand and caused the Great Seal of the State to be hereunto affixed at Lansing, the first day of [L. s.] February, in the year of our Lord one thousand eight hundred and eighty-two.

By the Governor:

DAVID H. JEROME.

Attest:

DAN'L B. BRIGGS,

*Deputy Secretary of State.*

STATE OF MICHIGAN, } ss.  
Office of the Secretary of State, }

I, Daniel B. Briggs, Deputy Secretary of State of the State of Michigan, do hereby certify, that I have compared the foregoing copy of Proclamation issued by the Governor of the State of Michigan, with the original now on file in this office, and that it is a true and correct transcript therefrom and of the whole of such original.

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Michigan, at Lansing, this seventh day of [L. s.] February, in the year of our Lord, one thousand eight hundred and eighty-two.

DAN'L B. BRIGGS,

*Deputy Secretary of State.*

The roll was then called by the Clerk and the following members answered to their names:

|             |                |                  |              |
|-------------|----------------|------------------|--------------|
| Mr. Alvord, | Mr. Dundas,    | Mr. Howard,      | Mr. Perham,  |
| Austin,     | Earle,         | Hubbard,         | Pomroy,      |
| Baldwin,    | Easton,        | King,            | Prindle,     |
| Beldon,     | Eaton,         | Klei,            | Robertson,   |
| Bennett,    | Eisenmann,     | Knapp,           | Root,        |
| Bidelman,   | Edwards,       | La Du,           | Rose,        |
| Bishop,     | Estabrook,     | Littell,         | Seymour,     |
| Blood,      | Fraser,        | Markham,         | Stephenson,  |
| Campbell,   | Fyfe,          | Mercer,          | Turnbull,    |
| Caruss,     | Garfield,      | McIntyre,        | Van Loo,     |
| Carmer,     | Gibbs,         | Mulvey,          | Waring,      |
| Cobb,       | Gorman,        | W. Nelson,       | J. E. White, |
| Cooper,     | Goodman,       | Nichols,         | Wilkins,     |
| Copley,     | Granger,       | North,           | Willet,      |
| Corbin,     | Hackett,       | Oliver,          | Woodruff,    |
| Outcheon,   | Harford,       | Palmerlee,       | Wolcott,     |
| Cottrell,   | Hawkins,       | Parker,          | Wyckoff,     |
| Davenport,  | Hitchcox,      | Parsons,         | Yarrington,  |
| Dewey,      | H. J. Hopkins, | A. S. Partridge, | Young,       |
| Diller,     | G. H. Hopkins, | B. F. Partridge, | Speaker, 80  |

The following members were absent:

|             |             |            |                   |
|-------------|-------------|------------|-------------------|
| Mr. Ball,   | Mr. Bolger, | Mr. Grant, | Mr. E. D. Nelson, |
| Ballentine, | Carpenter,  | Kendrick,  | Remick,           |
| Barton,     | Eakins,     | Kinne,     | Ward,             |
| Bloom,      | Ewers,      | Martin,    | J. H. White,      |
| Borgmann,   | Gale,       | Millard,   | Wing, 20          |

The Speaker announced that a quorum of the House was present.

The Speaker announced that he had received official information of the death of Hon. Frank Kendrick, member from the second district of Lapeer county, and of the election of Hon. Frederick H. Hill, to fill the vacancy caused thereby, as shown by a certificate of said election from the Secretary of State now on file with the Clerk of this House.

The Speaker then requested the member elect to come forward, take and subscribe the constitutional oath of office,

Whereupon,

Mr. Hill came forward, took and subscribed the constitutional oath of office, and entered upon the discharge of his duties.

Mr. Estabrook moved that a committee of three be appointed to wait upon the Senate and inform that body that a quorum of the House was present and ready to proceed to business;

Which motion prevailed.

The Speaker appointed as such committee Messrs. Estabrook, Seymour, and Young.

Mr. Copley moved that a new rule be adopted by this House similar in form and tenor to rule 71 of the last House, relative to the drawing of seats in this hall;

Which motion did not prevail, two-thirds of all the members present not voting therefor.

On motion of Mr. G. H. Hopkins,

Leave of absence was granted to Mr. Remick until Monday noon on account of illness.

On motion of Mr. Corbin,

Leave of absence was granted to Mr. Carpenter indefinitely on account of illness in his family.

Mr. Root moved that indefinite leave of absence be granted to Henry Taylor, assistant janitor, on account of illness.

Mr. J. E. White moved as a substitute therefor that the Speaker be authorized to appoint four messengers to fill vacancies, and to fill all vacancies that may exist in the position of janitors;

Which was agreed to.

The motion as substituted then prevailed.

The committee appointed to wait upon the Senate and inform that body that a quorum of the House was present and ready to proceed to business returned and reported that they had performed the duty assigned them.

Report accepted and committee discharged.

On motion of Mr. Campbell, leave of absence was granted to Mr. Millard indefinitely on account of illness.

On motion of Mr. Fyfe, leave of absence was granted to the other absentees for the day.

Mr. Seymour moved that the special committee appointed at the last session on redistricting the State into congressional districts be revived and continued for the discharge of that duty;

Which motion prevailed.

Mr. Davenport moved that a committee of three be appointed to draft resolutions of respect in memory of Hon. Frank Kendrick, deceased, late member of this House from the second district of Lapeer county;

Which motion prevailed.

Mr. Copley offered the following resolution:

WHEREAS, The seats in this hall have by some authority, been re-arranged or re-numbered, thereby entirely disconnecting the location and numbers prevailing during the regular session; therefore,

*Resolved*, That each member be entitled to a seat in the hall as nearly as possible in the same location as that occupied by him during the regular session;

Mr. Seymour moved to amend the resolution so that the number instead of the location, should determine the seat to be occupied by each member;

Which motion prevailed.

The resolution as amended was then adopted.

The Sergeant-at-Arms then announced a committee from the Senate, who informed the House that a quorum of the Senate was present and ready to proceed to business.

The Sergeaut-at-Arms also announced a committee of two from the Senate, who informed the House that they had been appointed as a committee to act with a like committee on the part of the House, to wait upon the Governor, and inform him that a quorum of the two houses was present and ready to receive any communication that he might be pleased to make.

Mr. Fyfe moved that a committee of three be appointed on the part of the House, to act with the committee from the Senate, and wait upon His Excellency, the Governor, and inform him that the two Houses were ready to receive any communication that he might be pleased to make;

Which motion prevailed.

The Speaker appointed as such committee, Messrs. Fyfe, Earle, and Littell.

Mr. G. H. Hopkins moved that, until otherwise ordered, the daily sessions of this House begin at 9 o'clock A. M.;

Which motion prevailed.

The committee appointed to act with a like committee on the part of the Senate to wait upon the Governor returned and reported that they had performed the duty assigned them and that His Excellency the Governor had informed them that he would be pleased to meet the two houses in joint convention at 3 o'clock P. M.

Report accepted and committee discharged.

Mr. Parsons offered the following concurrent resolution:

*Resolved* (the Senate concurring), That the two houses meet in joint convention this 23d day of February at 3 P. M., to receive the message of His Excellency Governor David H. Jerome.

On motion of Mr. Parsons,

The rules were suspended, two-thirds of all the members present voting therefor, and the concurrent resolution was adopted.

On motion of Mr. Cutcheon,

The House took a recess until 2:45 o'clock P. M.

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#### AFTERNOON SESSION.

2:45 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

Mr. J. E. White moved that the reporters of the press be assigned the same desks that they occupied last session;

Which motion prevailed.

By unanimous consent,  
The Speaker announced the following

MESSAGES FROM THE SENATE.

SENATE CHAMBER,  
*Lansing, February 23, 1882.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following concurrent resolution:

*Resolved* (the Senate concurring), That the two Houses meet in joint convention this 23d day of February, at 3 o'clock, P. M., to receive the message of His Excellency, Governor David H. Jerome;

In the passage of which the Senate has concurred.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*

The message was laid on the table.

SENATE CHAMBER,  
*Lansing, February 23, 1882.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following concurrent resolution:

*Resolved* (the House concurring), That Allen Shattuck be and is hereby appointed Assistant Postmaster of the Legislature;

Which has passed the Senate, and in which the concurrence of the House is respectfully asked.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*

The question being on concurring in the adoption of the resolution,  
The House concurred.

By unanimous consent, the Speaker also announced the following:

*Ionia, Mich., February 3d, 1882.*

*Mrs. Josephine Robinson, Legislative P. M.:*

I hereby resign my position as Post Office Messenger for the Legislature of 1881-82.

JESSE H. LOOMIS.

*Hon. Seth C. Moffat, Speaker House of Representatives:*

To fill the vacancy occasioned by the resignation of Jesse Loomis, I have this day appointed George O. Robinson as Post Office Messenger.

JOSEPHINE ROBINSON.

Mr. Parsons moved that a committee of three be appointed to wait upon the Senate and inform that body that the House was ready to meet them in joint convention;

Which motion prevailed.

The Speaker appointed as such committee Messrs. Parsons, Ewers, and Carmer.

After a short absence the committee returned and reported that they had performed the duty assigned them.

Report accepted and committee discharged.

The Sergeant-at-Arms announced the honorable Senators, who were conducted to seats.

## PROCEEDINGS IN JOINT CONVENTION.

The joint convention was called to order by Hon. Moreau S. Crosby, Lieutenant Governor and President of the Senate.

The roll of the Senate was called by the Secretary thereof, and a quorum of the Senators was present.

The roll of the House was called by the clerk thereof, and a quorum of the Representatives was present.

The President of the Senate announced that the two houses had met in joint convention to receive any communication that the Governor might be pleased to make.

Mr. Seymour moved that a committee of two from the Senate and three from the House, be appointed to wait upon the Governor and inform him that the two houses were met in joint convention, and were ready to receive whatever communication he might be pleased to make; and also, to wait upon the State officers and the members of the Tax Commission, and invite them to occupy seats on the floor of the House during the joint convention;

Which motion prevailed.

The President appointed as such committee, Messrs. Seymour, Ball and King, and Senators Lovell and Gibson.

After a short absence the committee returned and reported that they had performed the duty assigned them, and that the Honorable State Officers and members of the Tax Commission were in attendance.

Report accepted and committee discharged.

The State officers and members of the Tax Commission were then conducted to seats.

His Excellency, Governor David H. Jerome, then read to the joint convention his message, which was as follows:

## SENATORS AND GENTLEMEN OF THE HOUSE OF REPRESENTATIVES:

The constitution of the State provides that "the Governor may convene the legislature on extraordinary occasions." Such an occasion has been reached. An emergency of pressing character has caused me to exercise the power at an earlier day than would otherwise have been necessary.

A district covering portions of Huron, Sanilac, Tuscola, St. Clair, and Lapeer counties was widely devastated in September last by forest fires, the property of 3,231 families destroyed, and 14,438 persons made dependent upon public aid. In this calamity 1,521 dwellings were consumed, together with 1,480 barns, hundreds of miles of fences, domestic animals in great numbers, and vast quantities of household furniture, clothing, and agricultural implements, with accumulated stores of food. The losses of those who have asked and received aid, as shown by sworn appraisals, amounted to \$2,346,943, or an average of over \$726 for each family. To add to the terrible aspects of these dreadful misfortunes, nearly 300 human beings perished in consequence by suffocation and by burning. No reference is made in this estimate to the losses of those who have neither asked nor required assistance, which is known to have been of great magnitude; nor to those of a public nature, among which were 51 school-houses and a large number of churches and highway bridges.

The destruction thus wrought left men, women and children destitute of either clothing, food, or shelter—all that was combustible had been swept away. It covered a territory of over eighteen hundred square miles, and in the progress of its ravages swept the entire district within from two to four

hours after it began. No time was given to save even household treasures. With a furious wind came smoke and intense darkness, followed quickly by a fervent heat that nothing could withstand. The wonder is not that so many perished, but that so many escaped.

The urgent necessities created by this calamity demanded instant relief. Before the fires were exhausted food and clothing were being administered from neighboring communities. The people of this State and of other States responded to appeals to their humanity with a broad and kindly generosity that can never be forgotten. Seldom within the memory of this generation has the kinship of mankind been demonstrated by more marked and tangible manifestations. The thanks of the State are due to every individual who came to the help of our suffering fellow-citizens at this trying juncture, and they especially belong to the men and women of our sister commonwealths and the neighboring British provinces. In addition to large amounts contributed for this relief by churches, societies, and individuals directly to the sufferers, of which there is no attainable record, but which is known to aggregate many thousands of dollars, there has been received by the State Fire Relief Commission, the Detroit and Port Huron Committees, and committees of other localities, as reported to me, the sum of \$623,436.89 in cash, together with donations in kind which when added to the cash contribution would equal the sum of one million dollars.

The country where the fires raged is purely agricultural, without other local industries to furnish employment, consequently after the first distresses were relieved, the unfortunate people whose wants we are now considering, being left with nothing but bare land, were compelled to elect between seeking new homes elsewhere or to depend upon being sustained by other than their own resources until they could reach self-support from the product of their own farms. They chose the latter course, with the most encouraging results thus far, and have devoted their energies and labor to rebuilding houses and fences and to sowing fall grain, the returns from which can only be realized at the coming harvest.

In order to succeed in the course adopted and to continue in the occupancy of their lands as homes, these people must be sustained until their crops mature. They must have food until harvest, and food for their animals until the grass grows. They also require seed for their spring crops. The contributed funds will soon be spent and the harvest is months in the future.

The exigencies of the case demand action, and to afford relief is no longer a question of policy,—it is an imperative duty. The State cannot permit its people to want for food. In 1859, under similar circumstances to a limited extent, citizens were aided from the treasury of the State, and the act was in harmony with the judgment and sentiment of the people.

For more specific information you are respectfully referred to the report of the State Fire Relief Commission, which covers the transactions of committees at Detroit, East Saginaw, Bay City, and Flint, and to the statement of the Port Huron committee, both of which are hereto appended. I commend the wants of these unfortunate citizens to your generous consideration.

The tax rolls for the townships of Forester and Evergreen, in the county of Sanilac, were destroyed in the general conflagration, and legislation is now asked to legalize the action of their authorities in making subsequent provision for the collection of the taxes in those townships. I recommend that the necessary action be taken.

## TAX COMMISSION.

During the last session you made provision for the appointment of a commission to prepare a bill for the assessment, levy, and collection of taxes. The commission appointed has performed its work with much labor and intelligence. The bills so prepared are herewith submitted for your consideration. I have confidence that upon examination the work of the commission will commend itself in its comprehensiveness as a great improvement over the present system, and will receive at your hands such careful consideration as the importance of the subject demands.

## CONGRESSIONAL APPORTIONMENT.

A bill for the reapportionment of the popular representation in Congress, on the basis of the tenth census, only awaits the signature of the President to become a law, and it will devolve upon you to adjust the congressional districts of the State in accordance therewith.

Two members have been added to the representation of Michigan, and the relative progress which this fact exhibits will be a subject of general congratulation among our citizens.

## THE STATE HOUSE OF CORRECTION AND REFORMATORY AT IONIA.

The number of inmates in this institution, on the first of the present month, had increased to six hundred. The contracts for their labor cover but one-half this number, or three hundred, leaving three hundred unemployed, save those necessary to do the domestic work of the prison. For the latter purpose sixty are sufficient. What can be done to employ the two hundred and forty idle prisoners? One hundred of them are now constantly locked in their cells, and the remainder kept at unremunerative and substantially unnecessary work. Thus it is evident that the number of prisoners has increased out of proportion to the preparation for their proper employment. This is not for lack of opportunities to contract for their labor. The managers report applications for labor, at fair prices, for manufacturing purposes, to be carried on within the prison walls.

The shops now constructed are occupied by the present contractors, and employment cannot be increased until more room is provided.

The managers have submitted plans for additional shops to cost some ten thousand dollars for material, the prisoners to do the labor of construction. They also estimate that the prison receipts can thereby be increased from 30 to 40 dollars per day without additional current expense, and the men relieved at the same time from constant confinement. I think the needed appropriation should be made to carry out the plan of the managers.

I desire to call your attention to another embarrassment in the management of this prison. The law now permits courts to sentence females to this institution while there are no provisions for their care or employment. The latter should be provided or the former prohibited. I recommend the adoption of the latter course and suggest that Section 12, Act No. 110, Laws of 1879, and Section 3, Act No. 159, Laws of 1881, relative to disorderly persons, be so amended as to take from the courts the power to send females to this prison.

## STATE REFORM SCHOOL.

The number of inmates in this institution has increased steadily until enlarged accommodations are a necessity. A portion of one of the old central buildings is in a dangerous condition. The material was poor and the construction very defective. An inspection lately made by competent builders at my request satisfies me that attention should be given the matter at once.

The members of the Board of Control having charge of this school have heretofore been paid for their services out of special appropriations. This has been suspended by the modification of the law during the last session.

I recommend that consideration be given to these subjects and such action be taken as the exigencies require.

## MICHIGAN SCHOOL FOR THE BLIND.

The location of this institution at Lansing was only settled by the legislature in the last hours of its regular session. The delay in selecting a permanent site had prevented the management from adopting a definite plan on which to base an intelligent request for an appropriation.

No appropriation has been made for permanent improvements since the original act establishing the school. The funds heretofore provided have been exhausted and improvements are needed to accommodate the increased demand for admission. Your attention is respectfully called to the subject.

## EASTERN MICHIGAN ASYLUM.

The completion of the additional wings to the asylum at Pontiac will render its capacity equal to the asylum at Kalamazoo, and will necessitate a corresponding increase in the medical staff. The present appropriation is insufficient for this purpose, and an additional sum is a necessity to duly equip the asylum. I recommend an appropriation for salaries for officers for this asylum equal to that made for Kalamazoo.

## MICHIGAN REFORM SCHOOL FOR GIRLS.

The Board of Control of the Reform School for Girls calls my attention to the want of facilities for surgical treatment of its inmates, and respectfully ask that Section 1 of Act 138, Session Laws of 1881, be so amended as to include this school. I commend the request to your consideration.

## CONTINGENT DAMAGES TO STATE INSTITUTIONS BY FIRE.

At present there is no insurance against losses by fires occurring in any of the State institutions, nor is there any provision therefor. The embarrassments growing out of the destruction of similar property in other States during the past year cause a natural feeling of insecurity here, especially among the managers of our asylums.

At a recent meeting of the joint boards of the asylums, the following action was taken:

*Resolved*, That the Board of Trustees of the Eastern Michigan Asylum, and of the Michigan Asylum for the Insane, now in joint session, respectfully renew their request to the Governor of the State, to recommend to the legislature at its approaching extra session, that a sum of not less than one hundred thousand dollars be provisionally appropriated to commence the immediate rebuilding of the asylums for the insane in the event of their injury or destruction by fire.



Were either asylum to be destroyed most serious inconvenience would be felt, and the longer the delay in repairing or rebuilding the more embarrassing would be the difficulty. Nothing could be done until the legislature convened. This would be attended by loss of time, and should an extra session be necessary, by large expense.

Would it not be wise to place within the control of some State authority a fund sufficient for making repairs or rebuilding to a limited extent any of the State buildings which may be injured or destroyed when the legislature is not in session?

I have called your attention to these wants of the State institutions, feeling forcibly impressed with their importance and urgency, from knowledge acquired by personal inspection.

#### STATE FISHERIES.

My attention has been called to a difficulty that embarrasses the commission charged with fish culture, growing out of a want of legal authority to purchase, hold and control real estate. Needed improvements are delayed in consequence of this defect. The difficulties encountered will be presented by the Fish Commission in a memorial at the proper time. I commend it for your consideration.

EXECUTIVE OFFICE,  
*Lansing, Feb. 23, 1882.* }

DAVID H. JEROME.

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#### APPENDIX.

##### REPORT AND STATEMENT IN REGARD TO FIRE RELIEF.

*His Excellency, DAVID H. JEROME, Governor of Michigan:*

The Fire Relief Commission of Michigan, appointed by you to supervise the work of relief to the sufferers by the disastrous fires in this State on the fifth of September last, in compliance with a joint request from the several committees already engaged in the work, has the honor to submit the following report of its labors to the present date:

The work of relieving the sufferers being still in progress, and a portion of the funds entrusted to our charge for that purpose yet unexpended, the report of your Commission is necessarily incomplete.

The Commission has, from the date of its organization on the tenth of October last to the present time, held regular meetings upon every lawful day, and have devoted much time and careful thought to the discharge of the important and onerous duties assigned to it. While maintaining a watchful supervision over the contributions entrusted to it by the generous people throughout the land, and using its best judgment to secure a faithful, impartial, and judicious distribution of the same to those who were reported to it by proper authority as entitled to receive aid,—not a single individual appeal has been made (and the number of these has been very large), but has received careful consideration and investigation by the Commission, so that the relief asked for should, if practicable, be promptly given if the applicant was found entitled to it.

Immediately upon the organization of your Commission, the Detroit Relief

Committee turned over to it the books and records of every kind belonging to that committee, together with a condensed report of the receipts and disbursements, and the remaining cash and merchandise in the hands of the committee, as shown by the report.

Shortly thereafter the relief committees of East Saginaw, Flint, and Bay City made similar reports to your Commission, that of the first two being accompanied by the remaining funds in their hands. Bay City, by mutual agreement, continued its work of relief in the Bad Axe district, reporting on the same from time to time, to the Commission. On the 27th of January a final report was sent by the Bay City Committee, accompanied by a check for the remaining funds in their hands.

Upon careful consideration of the general condition of the sufferers, and of the system adopted and in operation for their relief as shown by the reports of the committees, your Commission, being pledged, according to arrangement at the meeting requesting its appointment, to carry out all existing contracts made by the previous relief committees, resolved, as the most judicious course under existing circumstances, to carry out in its general features, the system adopted by the Detroit Relief Committee, which appeared to have been most admirably planned, and to have been carried out hitherto with great energy and success.

The limits of such a report as the present will not permit the Commission to present other than a general and somewhat condensed review of the work of relief. The section of country burned over was promptly arranged into districts of from one to five townships each, as was found to be most convenient; one-half of some townships being in one district and the other half placed in another, the better to accommodate the sufferers. These districts were placed in charge of a responsible and prominent citizen residing therein, through whom, as their relief agent, assisted by voluntary local committees in the district, the general relief committees and the Commission have dispensed every form of relief, except in cash, which has been distributed, with their assistance, by special agents.

Through these district agencies as originally organized, with the exception of a few changes shown to be necessary as the work developed, relief has been dispensed to the sufferers under the following general classification: Provisions and groceries; clothing and bedding; medicines and medical aid; seed wheat and grass seed; plows, wagons, harness, and agricultural implements and tools of all kinds; lumber and shingles, doors, windows, and nails, etc., for houses and barns; furniture, including stoves, bedsteads, chairs, tables, crockery, tin and wooden ware; hay and other feed for such number of cattle as they were advised to retain; donations and loans in money to aid in rebuilding saw-mills, etc., destroyed; cash distributions by special agents directly to the sufferers on as liberal a scale proportioned to the size and wants of each family as the Commission deemed it wise, with the means at its command, to allow.

On the progress and results obtained in the distribution of the foregoing means of relief, the Commission reports as follows:

Provisions and groceries have been liberally supplied sufficient to subsist the sufferers upon an average to nearly the first of January, a cash distribution being made in the latter part of November and beginning of December, as a substitute from that date.

Clothing and bedding have been supplied to the sufferers in abundance. The former, as well as large quantities of the latter, being furnished through the generous contributions of the public in these articles.

Many districts were supplied with more clothing of certain kinds than was required, the greatest demand being for warm bedding, ticking, new boots and shoes, and woollen wear for winter use. These the Commission purchased and distributed wherever required.

The stocks of clothing now on hand we believe to be sufficient for the requirements of the sufferers.

Seed wheat for fall sowing was furnished by this Commission and other committees to all who were reported as entitled to it, and ready to sow. Through the energy of the committees and their agents in the district, aided by the favorable season a large area was sown in good time with the promise of a favorable result. A quantity of grass seed was also furnished and sown.

Plows, wagons, harness, and other farming implements, were sent forward in liberal quantities as rapidly as practicable. The distribution of the most expensive of these articles was intrusted to the judgment of the agents, to be loaned or donated, as they might deem advisable, it being impossible to supply all who applied. By the aid, however, of a liberal expenditure for the repair of those only partially destroyed, most of the sufferers are now enabled to prosecute the work on their lands.

The work of furnishing lumber and shingles to replace, after a sort, the houses and barns destroyed, was entered upon immediately after the fires, but so large were the quantities required beyond the available stocks within reach, that some time was unavoidably consumed before all the sufferers could be furnished with sufficient for shelter. In order to hasten and increase the supply, advances and donations were made to owners of saw-mills destroyed in the district, to be repaid in lumber or sawing for the benefit of the sufferers. The Detroit Relief Committee, by whom such loans and donations were chiefly made, was guided in its action by the recommendation of the district agents, that such aid would not only increase the quantity of lumber for the use of the sufferers, but by sawing logs for those who required, be of general benefit to the district. Some of these loans have already been repaid in full or in part in lumber and sawing. The sufferers are now all under shelter, and temporary shelter for the stock is also nearly furnished.

As fast as places of shelter could be got ready, and doors and windows sent forward to close them in, the Commission, who had meanwhile been forwarding stoves as fast as they could be furnished by the manufacturers, purchased and sent forward a moderate quantity of furniture, consisting of bedsteads, chairs, tables, tin and wooden ware, and crockery, useful and substantial in kind and character, and although the supply to each family was necessarily limited, the requisitions of the district agents having been filled, it is believed that sufficient has been distributed to supply the necessities of the sufferers, and enable them to resume housekeeping.

The abundant rains during October, falling upon the soil burned over and enriched by the fires produced an abundant crop of grass, which, with the continued mild weather until late in the season, proved of incalculable benefit and saved the lives of a large number of cattle. At the proper time a circular letter was sent to the several agents, requesting them to notify the sufferers that hay would be furnished to each family so entitled at the rate of one ton for each head of cattle, at the maximum number of one team and one cow, three head in all, to those requiring so many, and to advise those who possessed more without having otherwise the means to subsist them, to dispose of the surplus while in a fit condition for sale. The advice was generally followed, and one ton of hay issued. In this connection it should be understood

that the amount of hay so furnished by this Commission and other committees was not considered sufficient to winter the cattle so supplied, but rather as the maximum quantity which the funds then on hand would warrant.

The remarkably mild winter, however, while it has prevented much valuable out-door work with teams, has at the same time enabled the sufferers to practice the closest economy in feeding, so that the allowance has lasted for a longer time than was anticipated.

The Commission is of the opinion that an additional half ton per head, which it is now engaged in distributing, will, should the spring prove to be a favorable in proportion as the winter has hitherto been, not only subsist the cattle until the first of April as contemplated, but, with the aid of some coarse grain to feed the teams during seeding time, carry them through till grass.

Upon a careful review of the position of the sufferers, and of the reports from the agents in response to a request for information thereon, it was resolved early in November, to substitute, instead of supplying provisions, payments in money to the sufferers, upon a scale as nearly adequate and proportionate to the size and wants of each family as practicable. The first payment was made by special agents sent for that purpose, in the latter part of November and beginning of December, being for the months of December and January. The change from supplies to money payments appeared to give general satisfaction.

In January a second payment was made for the month of February and part of March, twenty-five per cent being added to the amount allowed in the previous payment.

It is believed that when the hay now being purchased and distributed is paid for, also outstanding contracts for lumber, freights and other expenditures, that a sufficient amount will remain on hand to make one more cash distribution, sufficient at least to subsist the sufferers until April first.

The following statement of cash receipts and disbursements under the different classifications of aid given, including those of the Detroit Relief Committee, is respectfully submitted. Proper vouchers for all disbursements will be found on file in the office of the Commission. The receipts and disbursements in condensed form of the East Saginaw and Bay City Relief Committees follow in the order named. A statement of the actual receipts in cash has not yet been received from the relief committee of Flint; their total expenditures and balance remitted to your Commission is therefore given:

#### RECEIPTS.

|   |              |              |
|---|--------------|--------------|
| Cash received by Detroit relief committee ..... |              | \$207,274 89 |
| “ “ by Fire Relief Commission .....             | \$198,284 56 |              |
| “ from East Saginaw relief com. ....            | 1,680 15     |              |
| “ “ Flint relief com. ....                      | 163 44       |              |
| “ “ Bay City relief com. ....                   | 5 40         |              |
|   | <hr/>        | 200,133 55   |
| Total receipts .....                            |              | \$407,408 44 |

#### DISBURSEMENTS.

|  |             |
|--|-------------|
| Cash paid for provisions and groceries .....                   | \$52,702 50 |
| “ “ “ seed wheat and grass seed .....                          | 28,517 60   |
| “ “ “ furniture, stoves, etc., etc. ....                       | 34,704 94   |
| “ “ “ agricultural implements, tools, etc., and repairs, ..... | 10,497 25   |
| “ “ “ blankets, boots and shoes, etc. ....                     | 17,272 52   |
| “ “ “ lumber and shingles, doors, windows, and hard-ware ..... | 21,144 02   |

|  |                     |
|--|---------------------|
| Cash paid for hay and feed for cattle .....  | \$66,845 44         |
| " " " hospital stores and physicians .....   | 2,803 19            |
| " " " freights and teaming, etc. ....  | 14,484 88           |
| " " " expenses of distribution agencies, office, etc., ..  | 9,664 06            |
| " " advances to rebuild saw-mills, etc. ....   | 7,823 00            |
| " distributed to the sufferers .....   | 69,583 66           |
| Total disbursements .....  | <u>\$334,042 40</u> |
| Balance on hand .....  | \$73,366 04         |
| Contracts have been made for the full amount of hay required to complete the allowance of one-half ton per head additional, which is now being distributed, on which there is unpaid about ..... | \$35,000 00         |
| Estimated amount required to pay freight, also amount still due for lumber to complete shelter for stock, and for miscellaneous expenditures, about .....  | 18,000 00           |
| Making total estimated liabilities about .....   | 53,000 00           |
| Leaving a balance on hand with which to make one more cash distribution of about .....   | 20,000 00           |
| Which will probably be distributed in March.   |                     |

It will be seen therefore, that on payment of the above liabilities, and one more cash distribution, the entire fund in the hands of the Commission will be exhausted.

#### REPORT OF EAST SAGINAW RELIEF COMMITTEE.

|   |                   |
|---|-------------------|
| Cash receipts .....   | \$5,251 34        |
| Distributions in money and supplies .....                               | 3,571 19          |
| Balance remitted to the Fire Relief Commission, as per its report ..... | <u>\$1,680 15</u> |

#### BAY CITY RELIEF COMMITTEE.

|  |               |
|--|---------------|
| Cash receipts and donations of mdse. ....                                      | \$23,063 81   |
| Cash distributions in money and supplies .....                                 | 23,068 41     |
| Balance on hand remitted to the Fire Relief Commission as per its report ..... | <u>\$5 40</u> |

#### FLINT RELIEF COMMITTEE.

|   |                 |
|---|-----------------|
| Cash receipts, (no report) .....                                    |                 |
| Distributions in money and supplies .....                           | \$2,457 91      |
| Cash remitted to the Fire Relief Commission as per its report ..... | <u>\$163 44</u> |

In the foregoing are presented only the receipts from contributions in cash and in merchandise sold for cash, which from its nature and the circumstances of the sufferers, it was deemed more advantageous to sell than to distribute in kind.

In addition to the above, large quantities of clothing, bedding, articles for domestic use, and other supplies, have been received from all parts of the United States and Canada, which were forwarded to the agents as rapidly as practicable, to be distributed to the best of their judgment. The widely varied character and quality, and the quantity of these donations, their rapid accumulation, and the necessity of sending them forward without delay for the use of the sufferers, precluded the possibility of either the Detroit Relief Committee or this Commission appraising them at any satisfactory valuation, and therefore no attempt to value them was made.

In presenting a statement of the number of packages of all kinds received, we beg to add that properly prepared books were placed in the hands of the agents on which to record the amounts distributed of these, as well as of all other supplies, against the name of each family receiving aid.

Donations of merchandise received by the Detroit Relief Committee and the Fire Relief Commission, part being sold and credited in cash donations, the remainder distributed to the sufferers or now in store:

|   |              |
|---|--------------|
| Clothing, bedding, and mixed merchandise, packages..... | 4,480        |
| Hardware, tin-ware, crockery, packages.....             | 161          |
| Grain, flour, potatoes, and seeds, bags.....            | 3,423        |
| Grain, flour, potatoes, and seeds, barrels.....         | 221          |
| Furniture, stoves, and stove furniture, pieces.....     | 678          |
| Farming implements and harness, pieces.....             | 428          |
| Provisions, groceries, dried fruit, packages.....       | 164          |
| Sashes, doors, and blinds, packages.....                | 190          |
| Books, boxes.....                                       | 10           |
| Total number of packages and pieces.....                | <u>9,755</u> |

Upon the basis of the relief which has been already afforded by the different committees, it is believed that the funds now on hand will be sufficient to subsist the sufferers until April first. It would have been very gratifying to have been able to state that the sufferers would from that date be able to support themselves, or that the funds so generously donated would prove sufficient to accomplish that end.

The fact remains, however, that much yet is required to be done for our unfortunate fellow citizens, and the Commission deems it its duty to submit for consideration without any specific recommendation as to the amount which may be required, a few of the principal wants of the people for which aid is yet necessary, and for which no means are yet provided to supply.

It will be seen that only such needs are referred to as have already either formed a part of the work of relief or have become connected therewith, as in the case of taxes, for the payment of which money donated for the subsistence of the sufferers has been in many cases used.

The following comprise the principal heads under which aid will be required after April first, to supply part of which it is essential that operations should be commenced as early as practicable.

*First*,—Provisions for subsisting teams during seeding time.

*Second*,—Seed for spring sowing.

*Third*,—Money to pay taxes.

*Fourth*,—Subsistence for the people until they can realize from their lands and labors.

Other losses occurred to a very considerable amount in school-houses, fences, bridges, culverts, and public edifices. For these the Commission did not feel warranted in making appropriation from the funds at its disposal.

It will be obvious from the character of the work itself, and the possibility of contingencies arising in the future which may to some extent increase or diminish the necessity for aid to the sufferers, that the Commission cannot assume the responsibility of naming a specific sum for that purpose, but instead thereof respectfully submits some statistics in connection therewith, which it trusts may be of service in determining the amount yet necessary, and which will be found attached to this report.

In accepting the trust placed in our hands we have so endeavored to dis-

charge the duties incumbent upon us in furnishing aid to our suffering fellow citizens as to enable them to build up their homes again, and to become self-supporting.

In closing this report we may be permitted to say that we, as a people, are under the deepest obligations to our fellow citizens of other States for so generous a response to the appeal for aid to our suffering people, and that we have endeavored to administer their bounty for the best interests of those for whose benefit it has been so freely bestowed.

All of which is respectfully submitted.

H. P. BALDWIN, Chairman.  
A. H. DEY,  
D. C. WHITWOOD,  
GEO. C. CODD,  
F. W. SWIFT,  
O. T. GORHAM.

DETROIT, February 22, 1882.

#### STATISTICS OF LOSSES.

The following statistics of the losses by the fires are prepared from reports made to the Fire Relief Commission:

|   |                |
|---|----------------|
| Number of townships more or less burned over.....       | 70             |
| Number of houses destroyed.....                         | 1,521          |
| Number of barns destroyed.....                          | 1,480          |
| Number of families burned out and reported for aid..... | 3,281          |
| Number of persons burned out and reported for aid.....  | 14,438         |
| Total value of property reported destroyed.....         | \$2,346,943 00 |
| Average loss of each family.....                        | 726 40         |
| Average loss per capita.....                            | 162 55         |

The estimate made above of property destroyed does not include that of individuals not requiring and who did not apply for aid.

#### STATISTICS AND ESTIMATES IN RELATION TO FURTHER AID FOR THE SUFFERING.

##### FEED FOR STOCK.

Total number of cattle at the maximum allowed of one team and one cow to each family, that are receiving one and a half tons of hay each, in round numbers, about 5,000. Proportion of teams in the above requiring additional feed during seeding time..... 1,700

##### SEED.

Total amount asked for per returns collected as follows:

|                   |                 |
|-------------------|-----------------|
| Oats.....         | 31,663 bushels. |
| Peas.....         | 23,361 "        |
| Wheat.....        | 11,665 "        |
| Corn.....         | 8,332 "         |
| Barley.....       | 6,814 "         |
| Potatoes.....     | 11,665 "        |
| Timothy seed..... | 2,074 "         |
| Clover seed.....  | 2,166 "         |

The above report from individual requests, includes returns and estimates from all the sufferers of every class. Deducting from this quantity the proportion of those whose losses were slight and who should be able to supply themselves (about one-fourth) and also the quantity believed, on a comparison

of the statistical returns of losses with the amount asked for, to be in excess of the ability to use for seeding purposes, will show that about sixty per cent of the quantity asked for will be sufficient to supply all that can be properly used by those entitled to seed.

#### TAXES.

The taxes reported by the township treasurers as assessed to the sufferers amount to \$26,276.00.

The above amount includes the assessment against every sufferer of all classes, one-fourth of whom at least should be able to pay without aid.

#### SUBSISTENCE FOR THE PEOPLE.

The number of families reported who will probably require aid for subsistence after April 1st, 2,000.

Number of persons included in these families who will probably require more or less subsistence from April first until harvest, say about five months, 9,000.

#### STATEMENT FROM PORT HURON.

PORT HURON, MICH., *February 10, 1882.*

*His Excellency, DAVID H. JEROME, Governor, Saginaw City, Mich.*

DEAR SIR:—In reply to your telegram of yesterday we would respectfully report that the total amount of money received by our committee up to date is \$192,831.44, of which amount \$175,008.62 has been expended and appropriated, leaving an available balance of \$17,822.82 in our hands. We have received and distributed donated goods valued at \$255,960.26. Respectfully submitted.

Yours very respectfully,

M. H. ALLARDT, *Secretary.*

The following is the report of the Tax Commission, made a part of the message of the Governor:

*Hon. David H. Jerome, Governor of the State of Michigan,*

DEAR SIR:—In accordance with the provisions of act 153, of the session laws of 1881, we, the undersigned, tax commissioners, hereby transmit to you the bill prepared by us for submission to the Legislature.

It has seemed proper that we should accompany this bill with some discussion of the questions involved, and a statement of the principles by which we have been guided.

The great mass of taxes in this State is received from assessments on property. The act from which our authority is derived, confines our attention to this class.

The constitution of Michigan, Article 14, section 11, provides, that "taxes shall be levied upon such property as shall be prescribed by law."

#### I.

The first question then is:

#### ON WHAT PROPERTY SHALL TAXES BE LEVIED?

The natural reply would be, on all property, unless some extraordinary reason to the contrary can be shown.



It has been of late years much contended by some political economists, that indebtedness ought not to be taxed. The chief arguments which sustain this view are as follows:

1. Indebtedness is not property. The wealth of any State is not increased or diminished because some of its citizens owe others. If a debtor has property with which to pay his debts, his creditor equitably owns a portion of such property, but the amount is not increased thereby. If a debtor has no property, the claim of the creditor represents at the most an equitable lien on the debtor's future acquisitions, which are not existing property.

Debt and credit affect then the equitable ownership of the property of the State, but they do not affect the amount. A tax on indebtedness is then double taxation. It is based on property which is taxed at its full value in the hands of the debtor.

2. There is nothing which the tax assessor finds so difficult to ascertain as the credits of the tax payer. The thing is one which most men desire to conceal. The debtor will not confess what he owes, because it may affect his credit. The creditor is unwilling to do anything to increase his taxes. There can be no public record of indebtedness. Such record is to be found only in the minds of the debtor and creditor. There is no sure way of reaching it. The consequence is, that under the strictest systems of taxation in this country, the largest proportion of debts are not reached. The taxation of those that are reached makes an inequality which may be most unjust.

3. To the argument that if creditors were not taxed, many of the wealthiest men might enjoy all the advantages of government and pay nothing therefor, it is replied, that if the rule of taxing only property were once established, all men would speedily adjust themselves to it, so that no injustice would result. The debtor, if he found the weight of taxation too heavy, would sell his property and relieve himself. No man would continue to hold property equitably belonging to another and pay taxes thereon, unless he thought it for his interest so to do. The owner of real estate whose taxes were increased would be able to increase the price of his products, or the amount of his rent, so as to receive full compensation therefor.

The creditor who escaped direct taxation would have to reduce the rate of interest until his return on his investment would be no greater than the net amount received by those owning property and paying taxes thereon. Whatever may be the force of these arguments, we are of opinion that a law imposing no tax on credits would not be approved by the people of this State. Our bill, therefore, does not seek to change the existing law on this subject.

The difficulty of collecting a tax on creditors and the injustice of compelling a debtor to pay the full tax on the property owned by him, have led some to propose as a remedy that a debtor, whose property is mortgaged, shall be allowed to deduct from the interest due on the mortgage such a proportion of the tax paid as the mortgage bears to the value of the property.

At first sight no proposition seems more plainly just, but after the fullest consideration we are compelled to believe that it is impracticable, and for these reasons:

1. There is no good reason why such a deduction should be confined to mortgages. Every creditor has an equitable lien on the property of his debtor. The debtor really owns only what is left after the payment of his debts, and in strict justice he should be taxed only on this surplus. The giving of a mortgage does not affect this amount. It is the debt and not the mortgage which

diminishes his ability to pay taxes. The rule then should be the same whether a mortgage has been given or not. But to provide that a debtor might deduct from the claim of a creditor such a proportion of the taxes paid, as the debt bears to the assessed value of his property, would lead to many frauds. The assessed value of a debtor's property might often be less than the aggregate of his debts, and he might derive an advantage from his taxes.

2. Such a law could not be of general application. It could not apply to creditors residing in another State, or nation, as has been settled by the Supreme Court of the United States.—15 Wallace, 300. Nor could it apply to existing indebtedness. If it did it would impair the contract, in violation of the constitution of the United States.

If such a law were made as to future contracts, the result would be either that contracts would be made inconsistent with the law, or that loans could be made almost entirely by non-residents, who could not be made subject to the law.

3. Such a law would be most unjust to savings banks and insurance companies organized under the laws of Michigan and loaning money in this State. They would be compelled to pay taxes on the whole amount due them, without being able to deduct the sum of their obligations. The result would be a discrimination against companies organized in this State, which would probably lead to their destruction.

## II.

### EXEMPTIONS.

The second subject for discussion is that of exemptions. We provide but for slight changes here.

Instead of certain exemptions of specific property in the existing law, we have substituted a general exemption of \$200 of any kind of property in order that every class may have the benefit of a provision now confined mainly to one class.

Some may think that with the greatly increased wealth of the State and the diminishing purchasing power of money, the exemptions in favor of the poor ought to be greatly increased.

A counter-balancing consideration which makes such increase impolitic is the danger of multiplying that growing class of voters, who, with no taxes to pay, determine in part the amount of public burdens.

There has been of late considerable discussion of the propriety of the common exemption of church property. The argument against it is that some who do not believe in religion are by such exemption indirectly forced to contribute to its support.

The argument assumes that if churches were not exempt there would be more taxable property, and hence the burden on each would be less. This is not certain. If taxing churches diminished their number, as is possible, the result might be that the aggregate taxable property of the State would be diminished. The money now spent in churches might then be consumed in expenditures which would not increase the wealth of the community, and there is a widespread opinion, very powerful if only a prejudice, that the existence of numerous and prosperous churches make a place more desirable as a residence.

The prosperity of a community may therefore depend largely on the existence of such churches.

The basis of church exemptions is this: Church property produces no income. So long as used solely for religious purposes, it is as unproductive as a monument or a tomb. The motive of those who build churches is not one of personal gain. They are seeking a public object. In the opinion of a great mass of our people, this object is gained. Churches do contribute to the morality, the prosperity, and the happiness of a community. In the opinion of many, perhaps the most, they contribute to this end more than benevolent, or library, or scientific institutions. Because of such contribution they are exempt, and the exemption should continue so long as their good influence continues. The question as to the effect of their influence must be decided like all other public matters, by the opinion of the majority. In this case, as in all other like matters, the minority must submit.

If it were certain that the taxes of a dissenting minority were increased by the exemption of church property, they would have no more right to complain than men have who are compelled to pay taxes to support a war to which they are opposed, or to build public buildings which they think unnecessary. There is no public object to which every tax payer is a willing contributor. No public object could be accomplished if the consent of all were necessary.

We do not support religion by public taxation in this country because the majority cannot agree on what religion to support. The majority do agree that religion should be indirectly aided by the exemption of church property from taxation, and the minority, even if the exemption does increase their burdens, have no more right to complain than a defeated political party obliged to submit to taxation whose imposition it has resisted to the utmost.

Some who believe in church exemption think that the value exempt should be limited. Generally they would make the limitation high enough to cover all churches in their neighborhood, but would tax the more expensive edifices of richer communities. We do not favor such a distinction. It is as proper that wealthy communities should have expensive churches as that they should have costly school buildings or court houses. The danger of extravagance is greater as to the latter than in the former, for churches are built by voluntary contributions from those who will give only enough to accomplish an object which they think desirable; while the cost of public buildings is determined by a majority, many of whom do not share in the burden incurred. If a limitation in the value of churches exempt should be made, it would be likely to be ineffectual. Church property, however costly, is usually worth little for any other purpose, and the assessed value would not be likely to exceed a moderate exemption.

### III.

The third subject of discussion is:

#### THE METHOD OF ASCERTAINING THE TAXABLE PROPERTY OF EACH PERSON.

The matter presents the greatest difficulties. Men will not freely expose their taxable property to the assessor. Much property is thought to escape taxation. The fact that one is believed not to pay his share affords an excuse to another to conceal all he can.

The remedy sought to be enforced in many States is to require every tax

payer to answer under oath an exhaustive list of questions as to every kind of property, under penalty of a great increase of his tax if he neglects to do this. How far this remedy is successful in practice it is difficult to say. Doubtless it increases the amount of property subject to taxation, and doubtless much property still escapes, but whether such increase more equitably distributes the burden of taxation among tax payers in proportion to their means, is not certain.

There are certain objections which have prevented the majority of us from incorporating this system in our bill:

1. We do not think our supreme court would sustain the constitutionality of a penalty which might compel a man without a hearing to pay double his just proportion of taxes, because he was not willing to expose to the assessor the secrets of his business. And perhaps no other penalty would stand much chance of being effective.

2. Very many tax payers would be unable to fill out the necessary schedules without help. The supervisor would probably have to fill them out, and this would add greatly to his burdens. For men having considerable property, to ascertain the facts required to answer the questions asked, would be a work taking considerable time. Only the most conscientious would take the time necessary.

3. It is to be feared that a great deal of perjury would be committed. In many cases such perjury could not be proven. The result might be that only those who are conscientious would tell the truth, and they would therefore bear an unequal portion of the burden of taxation. A law which should put a heavy tax on truth-telling might tempt too many to become untruthful.

There was widespread dissatisfaction with the result of the United States income tax because it was thought that many, by falsehood, escaped their full proportion of the tax. But a law to compel every tax payer to swear to a complete statement of his property would be far more difficult to enforce. The number to be reached would be much greater, and officers who depend upon popular election cannot be expected to enforce an unpopular law with the same zeal and success as those who depend upon an appointing power far removed from the people.

4. The provisions of our bill seem, to the majority of us, amply sufficient, if enforced, to compel every person to contribute his due proportion to the public burden. The supervisor may require any tax payer to make a full statement of his property. If such statement is not made or is thought untrue, the supervisor may assess the person such amount as he deems just. If a tax payer is dissatisfied with his assessment he may appeal to the board of review, but he will then have to disclose under oath and subject to rigid examination his pecuniary condition, and the board will be compelled to reduce his assessment unless convinced that it is unjust.

This plan avoids the necessity of compelling the great majority of tax payers who are known to have nothing concealed to answer numerous questions obviously inapplicable to their circumstances.

#### IV.

##### THE ASSESSMENT OF PROPERTY.

The constitution of Michigan provides that all property shall be assessed at its cash value. Though this rule is somewhat vague, it is the best the subject will allow. It is of the utmost importance that it should be enforced. For if abandoned, each supervisor may have a different standard of values, and great

injustice be done in the distribution of State and county taxes among the different municipalities of a county. It is a matter of common knowledge that in some counties the rule has been totally disregarded. Supervisors have been false to their official oaths, and have deliberately assessed property at not more than one-third or one-half of its value. The supervisor of each town naturally seeks to reduce its assessed valuation. Upon his success may depend his re-election. When once the cash standard has been abandoned no rule is left. Each supervisor assesses property at as low a rate as he thinks the board of supervisors will sustain. The board itself becomes the theatre of a fierce conflict between the representatives of the different townships, each struggling to reduce its share of the common burden, and often without regard to justice. Combinations may be made whose express design is to make some townships pay more than their proportion.

Again, complaint is made that in some localities, it is the common practice for supervisors to discriminate against non-residents and compel them to pay more than their share of the taxes. This discrimination is plainly unlawful, and those guilty of it violate their official oaths, but it is said that in some places public opinion has justified or even required it.

We have provided severe penalties for these violations of law, which if enforced will speedily correct the evil; but we are aware that the surest remedy for misconduct in taxing officers is in the growth of a public sentiment which will unhesitatingly condemn discrimination against any class or locality.

We have provided that the township board shall review the assessment roll of the supervisor with power to correct mistakes on its own motion and on complaint. The responsibility which the law now puts upon the supervisor of conclusively determining the value of the property of every tax payer is a great one, and when this official has not a high degree of diligence, accuracy, integrity and good judgment, very liable to abuse.

Boards who review the assessment roll now exist in our cities. We see no sufficient reason why the tax payers residing in townships should not enjoy a like protection. The question whether boards of supervisors should equalize the assessments of personal property in the different townships as well as of real estate has been carefully considered by us. At first sight it seems the plainest justice that if the personal property of a township is not assessed according to law the board of supervisors should have the power to remedy this evil. The inequality which comes from the assessment of property by different standards in different townships is as unjust in relation to personal as to real property; but the majority of the commission are of the opinion that the existing law providing for the equalization of the assessments of real and not personal property is based upon sufficient reasons. The assessment roll contains a description of every piece of real estate assessed, with its value. The board of supervisors may be supposed to be acquainted with the general character of the real property in any township. If necessary they can cause special inquiry to be made as to the actual value of some of the lands described, and by comparing this value with the assessed value, can form a correct judgment as to the standard of value adopted by the supervisors assessing real property.

But the case is very different with personal property. The supervisors cannot ascertain from the assessment roll what personal property has been assessed. They have no standard by which to correct the judgment of any supervisor. If they act it must be on the most vague general reputation. Where there is no knowledge, there is the greatest room for prejudice. If the

law required the equalization of the values of personal property, there would be likely to be combinations of some towns against others, to arbitrarily assess the personal property of the latter at some agreed sum.

There is probably injustice under the present law, but the change under consideration would almost certainly lead to greater injustice.

## V.

### INTEREST AND COSTS ON TAXES NOT PAID WHEN DUE.

We think the rule on this subject should be this: The law should make it for the advantage of every one to pay his taxes when due. The consequences of non-payment should make that advantage entirely clear. The State should also be protected so far as possible from any loss on taxes not paid when due.

When these objects have been secured, then as much indulgence, as is consistent with their attainment, should be granted to tax payers who are unable to pay, or are so careless, or so improvident, as to neglect the plainest dictates of self-interest.

Penalties which exceed the proper limits are likely to defeat their objects. Tax payers, who find that the consequences of their inability or neglect to pay their taxes when due are excessive, are likely to try the chance of altogether defeating the tax. And a sale of lands for an amount consisting largely of penalties, makes a title hard to sustain. Illustrations of these principles are too common to require specification.

We have provided that taxes whose payment is preferred, shall draw interest at one per cent a month. This amount covers all charges until proceedings are taken for sale, and then only a small amount, deemed sufficient to cover actual expenses, is added. This rate of interest obviously affords, at the present time, a sufficient motive for the prompt payment of taxes. It is easily calculated, and no room is left for the imposition of office charges whose validity or amount would not be within the knowledge of most tax payers.

## VI.

### RETURN OF LANDS DELINQUENT TO THE AUDITOR GENERAL'S OFFICE.

Upon this subject, there is naturally a considerable diversity of opinion.

The return of lands to the Auditor General's office involves the expense of copying all the descriptions returned, and of entering them in the proper books at Lansing. The fact that taxes may be paid either in the proper county or at Lansing, and that return of such payments from one office to the other must be made, involves expense, and some danger of confusion.

Whether the lands are returned or not, sales must be made in the proper counties and by county officers.

On the other hand, it is a considerable public benefit that all general taxes may be paid at one office, and tax histories of every piece of land there obtained.

And there can be no doubt that greater accuracy and uniformity in the proceedings for the sale of delinquent lands will be obtained when such proceedings are under the control of one central office. The employes of the Auditor General's office may be fairly expected to be more competent than the usual county treasurer and his subordinates. Their tenure of office is more permanent, and they work under the direction of an expert in such matters. The deputy Auditor General ought to have, and practically does have a tenure of office dependent only on good behavior.

On the whole, the majority of the commission see no sufficient reason for changing the present system as to the return of delinquent lands to the Auditor General's office, and their sale under the direction of the Auditor General.

## VII.

### THE CARRYING OF UNPAID TAXES.

This has been a subject fruitful discussion of and disagreement between the newer and older portions of the State. The existing law allows each township treasurer to retain the entire township taxes out of any moneys he has collected, and to satisfy the State and county tax by a return to the county treasurer of lands delinquent for an amount equal thereto.

At the annual sales the State becomes the purchaser of all lands not sold to private bidders, and at the period of the expiration of redemption the lands thus bought and unredeemed become the sole property of the State, and it pays each county all county and township taxes returned on such lands. The consequence is that the State becomes the guarantor of the legality of almost all tax proceedings. It must purchase any lands offered for sale not bought by other bidders, and pay therefor the entire lien thereon.

In favor of the existing system, it is said that in many counties the great mass of the property belongs to non-residents, who cannot be made to pay their taxes in time to satisfy the township wants; that except for the aid given by the State the schools in such townships would have to be closed for want of money. It is further said that the aid given by the State to the counties has not been productive of loss to the former. And this statement seems proven by the fact that though the State has now on hand about three million dollars of tax titles of doubtful value, yet no appropriation has ever been made to cover a deficiency resulting therefrom. The deficiency, which would have otherwise resulted, must have been made good by the excessive interest and charges which the State has collected.

Against the present system it is truly said that it encourages carelessness and even fraud. Though the great mass of taxes are local, and defects are found almost exclusively in the proceedings of local officers, the locality does not suffer from the neglect or misconduct of its agents. The State is responsible for all blunders. Out of the fact that all local taxes are in the end collected from the State, have arisen many frauds. In some towns and counties the residents pay but a small portion of the taxes, but all the local taxes raised are spent among them. They have a direct interest often in making such taxes as large as possible. However unjust or illegal may be the proceedings, and though the tax payer may on the most justifiable grounds refuse payment, still the whole amount may be collected of the State.

The natural result of such a system is the greatest carelessness in the assessment and collection of taxes, and in some districts the greatest frauds.

However slight may have heretofore been the burden of the State under the present system in consequence of the excessive amounts received for interest and costs, we can expect no such results in the future if the law submitted by us is adopted.

On principles of justice as well as expediency we have agreed to recommend a reduction in interest and charges. If then the State is to continue to purchase all lands offered at tax sales which no one thinks worth buying, and to pay the localities their taxes thereon, it must be done by imposing special taxes for the purpose, a proposal which will hardly meet with approval.

We recommend that the townships be allowed to retain enough out of the State and county taxes collected to fill their school tax, and that the sum so retained be made good out of the first collection of taxes by the county treasurer, and that thereafter the State, county, and town shall each be entitled to its proportion of taxes and interest as received.

We adopt the existing plan of having the State purchase all lands at tax sales not taken by other bidders, but provide that the State shall hold the title in trust for itself and the county and town, and pay to each the amounts due only after they have been received from the lands. By this plan the State, county and township each carries its own taxes. The officers of a township or county have a direct motive for imposing only legal taxes, since they can receive only what is collected, and if taxes are rejected as illegal they will be charged to the locality.

We do not see what objection can be made to the justice of this plan. Our theory is that local taxes should be paid by each locality. There is no safety in any other theory, since otherwise the burden of taxes would not fall on those who vote them. If this theory is just, it is most unjust that the State should be compelled to purchase every worthless tax title, made worthless by the carelessness, disregard of law, or fraud of the officers originating the tax.

### VIII.

#### THE SALE OF LAND FOR DELINQUENT TAXES.

There is no other branch of the present law in which its failure has been so conspicuous.

The most valuable property will bring no more than the tax. Tax titles are proverbially of little value. There is no real competition at the sales. When tax titles are litigated they are usually broken, and yet it would seem that the present law does everything which the statute can do under the present system of sale to make a tax title valid.

The difficulties are:

1. The disregard of the requirements of the law. Officers can not be taught the necessity of compliance therewith.

2. The redemption allowed tends to prevent any one from bidding for any land more than the amount of the tax.

3. The fact that the contests as to the validity of tax deeds are usually between the holder of the original title, who has been guilty only of negligence, excused perhaps by poverty, and one who has paid but a trifle for valuable property, makes judge and jury sympathize with the former. The power of this sympathy is incalculable. It is liable to defeat the most carefully drawn provisions to protect the tax-title holder.

The remedy is:

1. In enforcing upon local officers the necessity of a strict compliance with the law.

2. In giving ample opportunity to every one who disputes the validity of a tax, to vindicate his rights at as little expense as possible.

3. In giving the tax payer every indulgence compatible with the recovery of the tax, so as to develop in community the feeling that delinquents are morally to blame, and ought to suffer therefor.

4. In such provisions as to sales as will on the one hand secure fair competition, so as to protect the tax payer from a sacrifice of his property, and on the other will make the purchaser secure in the title bought.



In order to accomplish these purposes, we have provided that there shall be an adjudication of the validity of every tax before sale, and that every one interested may appear in court and contest such tax or any part thereof. We have provided that the sale shall be without redemption, but have fixed the time so that the sale will come about the end of the period now fixed within which redemption may be made. Objections to the sale may be made before confirmation. After the issue of the deed, the court may put the purchaser in possession. The deed is to convey to the purchaser a perfect title to the land bought, subject only to be set aside on application by one who has paid his taxes, or whose property is exempt. The notice of the beginning of judicial proceedings and for sale are by publication. No other notice seems possible. We have provided that boards of supervisors may make such other provisions for notifying tax payers as they may deem wise. Doubt may be suggested as to the constitutional power of the legislature to make such sale conclusive. After the most careful consideration of the question, we see no reason to think the State cannot enforce an alleged lien for taxes by judicial proceedings, as well as a private individual might any other lien; nor why such proceedings on behalf of the State should not be as conclusive. Nor is any new principle involved in the fact that the notice to the parties interested is not personal. Under the present law no personal notice of any step in the proceedings is necessary, and yet the assessments of a supervisor are conclusive as to the value of the property assessed.

The enforcement of liens on property seized by public notice in admiralty courts is of undoubted validity. Liens on real estate against non-residents are constantly enforced in other courts, on published notice. The difference in such cases made between residents and non-residents seems one of policy and not of constitutional obligation.

## IX.

### SPECIFIC TAXATION.

A considerable portion of property is withdrawn from the operation of the ordinary laws of taxation, and is subject only to specific taxation.

The only ground upon which any property ought to be withdrawn from local burdens is that it extends through many localities, and its value can only be estimated as a whole. Railroad and telegraph lines are of this class. They belong to no locality, nor can their value be ascertained by adding together the values of the property in each locality.

But these reasons do not apply to street railroads. They are confined to narrow limits, usually to but one municipality. We see no good reason why they should not be left to be taxed in their respective localities.

Nor do we see any sufficient reason why the ordinary rules of taxation should not be applied to mining companies.

When property is taxed only specifically, the amount of such tax should be equal, as near as may be, to the average rate of taxation for all purposes paid on property in general.

If heretofore, for the purpose of favoring railroads or mining companies, a lighter standard has been adopted, no reason for its continuance now exists; except where inviolable charters limiting the right of taxation have been granted.

We think the question whether our railroads, organized under the general law, pay their fair proportion of taxation, is one which ought to be carefully investigated.

The tax on street railways, one-half per cent of their capital stock, as now provided, ought to be changed at once. Not only is the rate much below that of ordinary taxation, but a street railway may be built with borrowed money, with a trifling amount of stock, and so almost wholly escape taxation. The taxes paid by some street railroads show that this theory has been put in practice. We urgently recommend that such railroads be left to be taxed as other property.

It may be questioned whether the matter of specific taxation comes within our duties, but the subject is one of such interest to the general tax payer that we hope the recommendations made in reference thereto will not seem out of place.

We have discussed the principal questions connected with a law for the assessment and collection of taxes, but have not alluded to many minor changes recommended. We have tried to correct many defects in the form of the existing law, where we have preserved its substance.

One desirous of ascertaining the full extent of the changes recommended, can only do so by a careful comparison of the existing law with our bill.

In addition to our main bill we have prepared several bills which seem necessary to fully accomplish the object of our commission.

1. Two bills to repeal the provisions of the law as to the taxation of street and train railroads and have them subject to the usual taxation.

2. A bill to amend the law which prescribes the time for the meeting of the boards of supervisors in the month of June in those years when the State Board of Equalization is required to meet.

3. A bill providing amendments to the present highway law, the object of which is to provide for the levy of the highway tax upon the general assessment roll by the supervisor in all cases. At present, in most townships, the supervisor only spreads upon the general township assessment roll that portion of the highway tax which is returned by the overseer as delinquent. Under this bill the supervisor will in all cases assess the highway tax so that all such taxes will have to be paid to the township treasurer like other taxes. We preserve the right to pay such taxes to the overseer in labor, and provide that he shall give a receipt which the township treasurer shall credit as money to the tax payer. The advantage of these changes is that the validity of a tax or a tax title will no longer be dependent upon the regularity of the proceedings of the overseer. It is notorious that defects are now more commonly found in the highway taxes than in any other upon the roll. Under the plan we propose a large proportion of these defects will be remedied, so far as the validity of the tax is concerned.

4. A bill repealing various acts. These acts will not be needed if our bill becomes a law. We have preferred to embody the repealing clauses in a separate bill rather than to add them to our main bill, so as to avoid the cumbersome and wordy title which otherwise it would be customary to employ.

We submit the results of our labors to yourself and the Legislature, hoping that whatever imperfections may be discovered, the changes recommended will be found an improvement of the present law. Respectfully,

JOHN MOORE.  
E. O. GROSVENOR.  
WM. CHAMBERLAIN.  
O. A. KENT.  
H. H. HATCH.

The following are the bills introduced by the Governor's message, as reported by the Tax Commission:

Bill No. 1, entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon;

Bill No. 2, entitled

A bill to repeal section 2527 of the compiled laws of 1871, being section 26 of an act approved March 5, 1867, entitled "An act to provide for the formation of street railway companies;"

Bill No. 3, entitled

A bill to repeal section 2482 of the compiled laws of 1871, being section 22 of an act approved February 13, 1855, entitled "An act to provide for the construction of train railways;"

Bill No. 4, entitled

A bill to amend section 303 of the compiled laws of 1871, being section six of an act entitled "An act to provide for a State Board of Equalization;"

Bill No. 5, entitled

A bill to amend sections 4, 5, and 8, of chapter 2, sections 4 and 7 of chapter 3, section 3 of chapter 4, sections 5 and 13 of chapter 11, and to add a new section to chapter 12 to stand as section 14, of Act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State." Approved June 8, 1881;

Bill No. 6, entitled

A bill to repeal section No. 1138 of the compiled laws of 1871, being an act approved March 21, 1865, entitled "An act to provide for assessing property in certain cases at any time between the first days of May and October in each year, and for the more speedy collection of taxes in certain cases;" and section No. 1141 of the compiled laws of 1871, being an act approved April 5, 1869, entitled "An act to provide for the payment of taxes levied and assessed upon lands purchased and held for non-payment of taxes;" and act No. 169 of the session laws of 1873, approved April 25, 1873, entitled "An act requiring settlers under the homestead laws of the United States to pay taxes after a residence of five years;" and act No. 180 of the session laws of 1873, approved April 29, 1873, entitled "An act relative to licensed homestead lands, and to provide for taxing the same in certain cases;" and act No. 37 of the session laws of 1873, approved March 22, 1873, entitled "An act relative to the payment of taxes;" and act No. 118 of the session laws of 1873, approved April 18, 1873, entitled "An act relative to granting injunctions in certain cases," and act No. 6 of the session laws of 1874, approved March 24, 1874, entitled "An act relative to taxation;" and section No. 1136 of the compiled laws of 1871 as amended by act No. 82 of the session laws of 1875, entitled "An act to provide for the return and settlement of tax sales of county treasurers;" and sections No. 967 to No. 1133 both inclusive, of the compiled laws of 1871, the same being act No. 169 of the session laws of 1869, approved April 6, 1869, entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," also all acts amendatory thereof.

Whereupon,

His Excellency, the Governor, and the Honorable State officers, and the members of the Tax Commission then retired.

After which,  
On motion of Mr. G. H. Hopkins;  
The joint convention adjourned.

EDWIN S. HOSKINS,  
*Secretary of the Senate.*  
DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives,*  
*And Secretaries of the Joint Convention.*

The Honorable Senators having retired,  
The House was called to order by the Speaker.  
The roll was called, and a quorum of the members was present.  
The Speaker announced that the Senate and House had met in joint convention and had listened to a message from His Excellency, Governor David H. Jerome.

Mr. Granger moved that the House do now adjourn;  
Which motion did not prevail.

Mr. Estabrook moved that the recommendations contained in the Governor's message as to the various State institutions be referred to the respective committees on those institutions, and the recommendation as to reapportionment to the select committee on that subject;

Which motion prevailed.

On motion of Mr. Estabrook the six bills thus introduced by the Governor, as the work of the Tax Commission, were read a first and second time by their titles, referred to the committee of the whole and placed on the general order for immediate action.

Mr. Caruss moved that 500 copies of the Governor's message and the appendix relative to the work of the fire commission be printed for the use of the House;

Which motion prevailed.

The Speaker announced the following appointments to fill vacancies:

*Assistant Janitors*—Wm. H. Dunn, Samuel Moore; Mr. L. C. Rice, present assistant janitor, taking the place of janitor.

*Messengers*—Charles H. Alvord, E. J. Andrus, Egbert Van Buren, Joseph Edwin Greusel.

Mr. A. S. Partridge moved that a committee of three be appointed to wait upon the resident clergymen of the city and invite them to conduct the religious exercises of the House;

Which motion prevailed.

The Speaker appointed as such committee Messrs. A. S. Partridge, Barton, and Littell.

Mr. Parsons moved that the clerk be instructed to procure 1,000 copies of the daily Journal for the use of the House;

Which motion prevailed.

On motion of Mr. Granger,  
The House adjourned.

*Lansing, Friday, February 24, 1882.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Franklin.

Roll called: quorum present.

Absent without leave: Messrs. Borgman, Bolger, Grant, and E. D. Nelson.

On motion of Mr. Parker,

Leave of absence was granted to Mr. Grant for the day.

On motion of Mr. Cottrell,

Leave of absence was granted to Mr. Bolger indefinitely.

The Speaker announced as the select committee to draft resolutions of respect to the memory of the late Hon. Frank Kendrick, Messrs. Davenport, LaDu, and Wolcott.

The Speaker also announced the following appointments to fill vacancies in standing committees caused by the death of Mr. Kendrick:

*Internal Improvements*—Mr. Hill.

*Towns and Counties*—Mr. Hill.

By unanimous consent,

Mr. J. E. White moved that the committee on ways and means be instructed to ascertain and adjust the mileage of the members for the present session and report the same to the House;

Which motion prevailed.

By unanimous consent,

Mr. J. H. White offered the following concurrent resolution:

*Resolved* (the Senate concurring), That the committee on ways and means of the House, and the committees on appropriation and finance, of the Senate, be, and they are hereby constituted a joint committee to whom shall be referred so much of the Governor's message as relates to the relief of the sufferers by the September fires, and all bills and other matters relating to that subject.

On motion of Mr. Estabrook,

The rules were suspended, two-thirds of all the members present voting therefor, and the concurrent resolution was adopted.

The Speaker announced the following:

*Lansing, February 23, 1882.*

*To the Speaker of the House of Representatives:*

I have the honor herewith to transmit my resignation as Assistant Postmaster of the Legislature, thanking you for past confidence reposed.

I am, very respectfully,

WM. H. SMITH.

The resignation was anticipated on the part of the House, from the action of the Senate of yesterday, as shown by the election of Mr. Smith's successor.

By unanimous consent,

Mr. Turnbull moved that 500 copies of

Bill No. 1, entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon;

And also 500 copies of the report of the Tax Commission be printed for the use of the House;

Which motion prevailed.

#### PRESENTATION OF PETITIONS.

No. 1. By Mr. LaDu: Petition of J. J. Shearer, C. J. Church, J. A. Murry, and 44 others, residents of Greenville, in the county of Montcalm, in favor of the taxation of church property;

Referred to the committee of the whole.

No. 2. By Mr. Granger: Petition of citizens of Novesta to repair burned bridge in the township of Novesta, Tuscola county;

On demand of Mr. Granger,

The petition was read at length, and spread at large on the journal, as follows:

*To the Senate and House of Representatives of the State of Michigan:*

Your petitioners, residents of the townships of Elkland and Novesta in the county of Tuscola, respectfully represent unto your honorable bodies that the bridge crossing Cass river, between sections three and four of the township of Novesta aforesaid, was entirely consumed by the fire that swept over that part of the country last autumn; that said bridge was the only one crossing said Cass river from the source of the same, or from said bridge for a distance of ten miles either way.

Your petitioners further represent that the said bridge was lately constructed at a cost of nearly one thousand dollars, the expense of the same falling upon said township of Novesta; that said township is a new town sparsely settled, generally by people of small means; that the late fire consumed all the bridges and crossways in said town, and that they, the settlers in said township, have no way out to mills, stores, or market, except by crossing said river at the point of the burned bridge; that as soon as the waters of the river rise it will be entirely impossible to cross the same without a bridge.

Your petitioners further represent that said township is already heavily in debt; that the settlers of said township have more than they can do to repair their burned houses and barns and restore their farms to a condition to use them, and they now invoke the Legislature of this State to aid in restoring the said bridge; that the sum necessary to put a good, permanent bridge across said river will be at least three thousand dollars. All of which matters and things we humbly submit to your consideration.

Referred to the joint committee on relief for fire sufferers.

#### MOTIONS AND RESOLUTIONS.

Mr. Diller offered the following concurrent resolution:

*Resolved by the House* (the Senate concurring), That the State printer be instructed to forward one copy of the daily journal to each daily and weekly newspaper published in this State; and also to the State officers and members of the State commissions, to probate, circuit, and supreme judges, county clerks, county treasurers, registers, and prosecuting attorneys, and also to resident clergymen of the city of Lansing;

On motion of Mr. Diller,

The rules were suspended, two-thirds of all the members present voting therefor, and the concurrent resolution was adopted.

## GENERAL ORDER.

On motion of Mr. G. H. Hopkins,

The House went into committee of the whole, on the general order.

Whereupon,

The Speaker called Mr. Ball to the chair;

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Bill No. 1, entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon;

Have made the following amendments thereto, and have directed their chairman to report the same back to the House, and recommend that they be printed at length in the journal and referred to the Tax Commission, in compliance with the act creating said commission:

1st. SEC. 4. Amend by striking out of lines 2 and 3 the words "the place where its principal office is situated shall be its residence for the purposes of taxation," and inserting the following in lieu thereof: "All property of private corporations shall be assessed in the township where the same shall be situated, except in cases where some other provision is made by law."

2d. SEC. 7. Amend by inserting in line 1, after the word "deceased," the following: "Not being in the control of an executor or administrator."

3d. SEC. 13. Amend by inserting a new subdivision to stand as subdivision 14, and read as follows: "All logs and lumber and their value." The subsequent subdivisions to be re-numbered.

4th. SEC. 15. Amend by inserting in line 15, before the word "property," the word "individual."

5th. SEC. 20. Amend by adding to the end thereof the following:

It shall be the duty of supervisors to add to the tax roll any real estate which he may find has been overlooked and not on the roll. Also to add to the tax roll any personal property that may be brought into his district, or township, or ward, from a foreign town, county, or State, at any time before Oct. 1 of each year, and not having been previously assessed.

6th. SEC. 20. Amend by further adding to the end of the section the following:

*Provided further,* In any incorporated city the charter of which does not provide for a board of review, such board shall consist of the several supervisors or other officers making the assessment, the city attorney, and additional members to be appointed by the common council (who shall not be aldermen), equalizing the number of supervisors or assessing officers. The session of said board of review shall be held at the council room on the same days as designated for the meeting of the township board of review, and the proceedings thereof conducted as near as may be in the same manner. Said board shall elect a chairman and clerk who shall certify to the correctness of the several assessment rolls when completed, substantially as the form prescribed in section nineteen of the act. The appointed members of said board of review shall take the constitutional oath of office which shall be filed in the office of the city recorder or clerk.

But not having gone through therewith, have directed their chairman to report that fact to the House and ask leave to sit again.

WILLIAM BALL, *Chairman.*

Report accepted.

The question being on concurring in the recommendation of the committee of the whole and their request for leave to sit again for further consideration of said bill,

The House concurred.

The above amendments were then referred to the Tax Commission.

By unanimous consent,

Mr. Campbell offered the following resolution :

*Resolved*, That the Auditor General be and he is hereby requested to furnish to the House a statement in regard to lands bid off in the name of the State on sales for delinquent taxes, which shall show by counties, year by year : 1, the amount of taxes unpaid against the lands so bid off, and the amount of expenses of sales ; 2, the amounts received by the State on redemptions and sales of such lands including interest and penalties ; 3, the amounts received on sales and redemptions of said lands under the act No. 229, session laws 1881, public acts, page 271. Such statement also to show the aggregate sums of each of said items ;

Which was adopted.

By unanimous consent,

Mr. Estabrook moved that the Auditor General be requested to furnish each member of the House with a pamphlet copy of the tax laws and the highway laws ;

Which motion prevailed.

By unanimous consent, previous notice not having been given,

Mr. McIntyre introduced

House bill No. 7, entitled

A bill making an appropriation for the relief of sufferers by the great fire of eighteen hundred and eighty-one, in several counties of this State.

The bill was read a first and second time by its title, and referred to the select joint committee on relief for the fire sufferers.

On motion of Mr. Parsons,

The House took a recess until 2 o'clock P. M.

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#### AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.

Roll called : quorum present.

The House resumed the

#### GENERAL ORDER.

On motion of Mr. Cutcheon,

The House went into committee of the whole, on the general order,

Mr. Ball in the chair ;

After some time spent therein, the committee rose, and through their chairman, made the following report :

The committee of the whole have had under consideration the following :

Bill No. 1, entitled,

A bill to provide for the assessment of property and the levy and collection of taxes thereon ;



But not having gone through therewith, have directed their chairman to report that fact to the House and ask leave to sit again.

WILLIAM BALL,  
*Chairman.*

Report accepted.

The question being on granting the committee of the whole leave to sit again in consideration of the bill,

Leave was granted.

On motion of Mr. Baldwin,

The House adjourned.

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*Lansing, Saturday, February 25, 1882.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Franklin.

Roll called: quorum present.

Absent without leave: Messrs. Borgman, E. D. Nelson, Prindle, and Robertson.

On motion of Mr. Belden, leave of absence was granted to himself until the 28th, on account of illness in his family.

On motion of Mr. Hitchcox, leave of absence was granted to Mr. Robertson indefinitely, on account of illness in his family.

#### PRESENTATION OF PETITIONS.

No. 3. By Mr. Gorman: Petition of James Taylor, David Thomas, and 48 others, residents of Sylvan, in the county of Washtenaw, in favor of taxation of church property;

Referred to committee of the whole.

No. 4. By Mr. Bloom: Petition of W. R. Hill, A. M. Edwards, Oliver Newberry, and 118 others, residents of Detroit, same subject;

Referred to the committee of the whole.

No. 5. By Mr. Garfield: Petition of E. A. Chapman, George Bisby, S. A. Buckley, and 230 others, residents of Lowell, Kent county, same subject;

Referred to the committee of the whole.

No. 6. By Mr. Garfield: Petition of A. G. Chase and 18 others, residents of Ada, in the county of Kent, in favor of the taxation of church property;

Referred to the committee of the whole.

No. 7. By Mr. Bidelman: Petition of Anson Ware, H. D. Webb, Dr. F. S. Hull, and 42 others, residents of Morgan and vicinity, in the county of Barry, in favor of the taxation of church property;

Referred to the committee of the whole.

No. 8. By Mr. Caruss: Petition of E. D. Tripp, G. W. Stephenson, G. W. Rable, and 107 others, residents of St. Johns, in the county of Clinton, in favor of the taxation of church property;

Referred to the committee of the whole.

No. 9. By Mr. Gale: Petition of Warren Hutchins, Theodore W. Robbins, and 13 others, residents of Wheatland, in the county of Mecosta, in favor of the taxation of church property;

Referred to the committee of the whole.

No. 10. By Mr. Bishop: Petition of W. P. Thurston, Leslie Cummings, and 52 others, of Burr Oak, in the county of St. Joseph, in favor of taxation of church property;

Referred to the committee of the whole.

No. 11. By Mr. Yarrington: Petition of B. F. Eggleston, G. M. Stanley, Chris. Rath, and 151 others, residents of Jackson, in the county of Jackson, in favor of the taxation of church property;

Referred to the committee of the whole.

No. 12. By Mr. Willett: Petition of Abner Wright, Geo. N. Snyder, and 120 others, residents of the county of Ionia, in favor of the taxation of church property;

Referred to the committee of the whole.

#### REPORTS OF STANDING COMMITTEES.

By the Tax Commission:

*To the Honorable the House of Representatives:*

The Tax Commission, to whom was referred sundry proposed amendments to tax bill No. 1, beg leave to report that they have had the same under consideration, and report thereon as follows, viz.:

*First,* The proposed amendment to section 4 as follows: Striking out of lines two and three the words, "the place where its principal office is situated shall be its residence for the purpose of taxation," and inserting in lieu thereof "all property of private corporations shall be assessed in the township where the same shall be situated, except in cases where some other provision is made by law," we think should not be made. It seems to us that it was made under a misapprehension of the effect of the words stricken out. The only purpose of the words is to designate a place as the residence of the corporation. The other clauses of the section provide that the property of the corporation shall be assessed by the same rules that apply to individuals. We see no reason why a different rule should be applied to corporations as to the place where property should be taxed than is applied to persons. For the purpose of guarding against the possibility of misunderstanding the section by the assessing officers, we recommend that the words in the third line reading "for the purposes of taxation" be stricken out, and between the words "be" and "its," in the same line, insert the word "deemed;" also in the first subdivision of section 11, in the fourth line, after the word "for," insert the words "manufacture or," and in the same line, after the word "shop" insert the words "mine, farm." With these changes we do not think there will be any embarrassment in assessing property.

*Second.* The amendment proposed to section seven, viz.: By inserting after the word deceased in the first line the words, "not being in the control of an executor or administrator," we deem unnecessary. The words add nothing of value to the section.

*Third.* The proposed amendment to subdivision fourteen of section thirteen by inserting the words, "all logs, lumber, and their value," while unnecessary, might, if used in the law, call the attention of the assessing officer directly to that class of property. We therefore recommend their insertion, as proposed in the amendment.

*Fourth,* The proposed amendment in line fifteen, section fifteen, before the word "property," insert the word "individual," we think unnecessary. The meaning is now precisely what it would be after insertion of that word.

*Fifth,* The proposed amendment to section twenty, authorizing the supervisors at any time before October first of each year, to assess property that has been omitted, should not be adopted. Property entered in the assessment roll as proposed, would not be subject to the consideration of the board of review, and the tax-payer would have no opportunity to be heard before the board in relation to such assessment. We think such an assessment would be held invalid by the courts.

*Sixth,* The further amendment proposed to section twenty, to provide for the appointment of a board of review in any city the charter of which does not provide for such board, should not be made to section twenty; but, with some slight change in phraseology, should, if inserted in the law, be added to section ninety-six. We think it would be a proper amendment to that section.

JOHN MOORE, *Chairman.*

Report accepted and referred to the committee of the whole.

The question being on concurring in the action of the committee of the whole of yesterday in making sundry amendments to

Bill No. 1, entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon;

Which amendments are as follows:

1st. SEC. 4. Amend by striking out of lines 2 and 3 the words "the place where its principal office is situated shall be its residence for the purposes of taxation," and inserting the following in lieu thereof: "All property of private corporations shall be assessed in the township where the same shall be situated, except in cases where some other provision is made by law."

2d. SEC. 7. Amend by inserting in line 1, after the word "deceased," the following: "Not being in the control of an executor or administrator."

3d. SEC. 13. Amend by inserting a new subdivision to stand as subdivision 14, and read as follows: "All logs and lumber and their value." The subsequent subdivisions to be re-numbered.

4th. SEC. 15. Amend by inserting in line 15, before the word "property," the word "individual."

5th. SEC. 20. Amend by adding to the end thereof the following:

It shall be the duty of supervisors to add to the tax roll any real estate which he may find has been overlooked and not on the roll. Also to add to the tax roll any personal property that may be brought into his district, or township, or ward, from a foreign town, county, or State, at any time before October 1 of each year, and not having been previously assessed.

6th. SEC. 20. Amend by further adding to the end of the section the following:

*Provided further,* In any incorporated city the charter of which does not provide for a board of review, such board shall consist of the several supervisors or other officers making the assessment, the city attorney, and additional members to be appointed by the common council (who shall not be aldermen), equalizing the number of supervisors or assessing officers. The session of said board of review shall be held at the council room on the same days as designated for the meeting of the township board of review, and the proceedings thereof conducted as near as may be in the same manner. Said board shall

elect a chairman and clerk who shall certify to the correctness of the several assessment rolls when completed, substantially as the form prescribed in section nineteen of the act. The appointed members of said board of review shall take the constitutional oath of office which shall be filed in the office of the city recorder or clerk.

Mr. Estabrook moved that the amendments be recommitted to the committee of the whole, and that all final action as to amendments to the tax bill be deferred until the entire bill has first been considered by the committee;

Which motion prevailed.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, February 24, 1882.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following concurrent resolution:

*Resolved by the House* (the Senate concurring), That the State printer be instructed to forward one copy of the daily journal to each daily and weekly newspaper published in this State; and also to State officers and members of the State commissions, to probate, circuit, and supreme judges, county clerks, county treasurers, registers, and prosecuting attorneys, and also to resident clergymen of Lansing;

In the passage the Senate has concurred.

Very respectfully,  
EDWIN S. HOSKINS,  
*Secretary of the Senate.*

The message was laid on the table.

#### MOTIONS AND RESOLUTIONS.

Mr. B. F. Partridge offered the following:

*Resolved*, That a sufficient number of maps of the State in counties be printed for the use of this House on the apportionment;

Which was adopted.

Mr. J. E. White offered the following:

WHEREAS, The bill appropriating ten thousand dollars to fitly represent the State of Michigan at Yorktown, made no provision for a report of the visit of representatives of the State; now, therefore,

*Resolved*, That the chairman of the committee on geological survey, the Hon. John H. Bennett, be requested to make such a report to the House;

Which was adopted.

#### GENERAL ORDER.

On motion of Mr. Wilkins,

The House went into committee of the whole on the general order,

Mr. Ball in the chair;

After sometime spent therein, the committee rose, and through their chairman made the following report:

The committee of the whole have had under consideration the following:

Bill No. 1, entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon ;

Have made the following amendments thereto, and have directed their chairman to report the same back to the House, and recommend that they be printed at length in the journal and referred to the Tax Commission in compliance with the act creating said commission.

7th. SEC. 3. Amend 4th subdivision by inserting after the word "grounds" the following: "and the rights of burial therein."

8th. SEC. 24. Amend by striking out of lines 4 and 5 the following: "taxable property therein as equalized," and inserting in lieu thereof the following: "aggregate taxable property both real and personal therein, as determined by them."

9th. SEC. 31. Amend by striking out of line 2 the word "Saturday," and inserting in lieu thereof the word "Friday."

10th. SEC. 32. Amend by inserting in line 2, after the word "township," the following: "or the common council of any city."

11th. SEC. 57. Amend last sentence of same so as to read as follows: "The court may decree such costs against a person contesting any tax as may be equitable, if the tax or any part thereof which remains unpaid is adjudged valid."

12th. SEC. 62. Amend in line 4, by inserting after the word "making," the words "and entering."

But not having gone through therewith, have directed their chairman to report that fact to the House and ask leave to sit again.

WILLIAM BALL, *Chairman.*

Report accepted.

The question being on concurring in the recommendation of the committee of the whole and their request for leave to sit again for further consideration of said bill,

The House concurred.

The above amendments were then referred to the Tax Commission.

On motion of Mr. Martin,

Leave of absence was granted the committee on the Eastern Asylum for the Insane until the 28th.

On motion of Mr. Wyckoff,

The House took a recess until 2 o'clock P. M.

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#### AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

By unanimous consent,

Mr. Cobb offered the following resolution:

*Resolved*, That when the House adjourns to-day it adjourn to Monday at 2 o'clock P. M. ;

Which was not adopted.

By unanimous consent,

Mr. Ward offered the following resolution :

*Resolved*, (the Senate concurring), That as early as possible in this session a report shall be submitted by Senator John Strong, Representative Geo. H. Hopkins, and Reporter Joseph Greusel, who were appointed a special commission to visit Europe and report upon certain public institutions existing among the governments of the old world ;

Laid over one day under the rules.

Mr. Carmer moved that leave of absence be granted to Mr. Root until Monday noon ;

Which motion did not prevail.

The House resumed the

#### GENERAL ORDER.

On motion of Mr. Cutcheon,

The House went into committee of the whole, on the general order,

Mr. Ball in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report :

The committee of the whole have had under consideration the following :

Bill No. 1, entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon ;

Have made the following amendments thereto, and have directed their chairman to report the same back to the House, and recommend that they be printed at length in the journal and referred to the Tax Commission, in compliance with the act creating said commission :

13th. Sec. 63. Amend by striking out of lines 28 and 28 the following : "All lands bid off in the name of the State shall continue liable to be taxed in the same manner as if they were not the property of the State."

14th. Sec. 68. Amend by adding to the end of the section the following :

For the year one thousand eight hundred and eighty-one and subsequent years, but whenever any lands shall be sold for taxes under any of the provisions of this act the purchaser thereof shall take and hold the same discharged from the lien of any such delinquent taxes assessed previous to said year 1881, and the auditor general shall thereupon credit to the proper county an amount sufficient to cover any such taxes so discharged which may have been charged against such county previous to such sale ;

But not having gone through therewith, have directed their chairman to report that fact to the House and ask leave to sit again.

WILLIAM BALL, *Chairman*.

Report accepted.

The question being on concurring in the recommendation of the committee of the whole and their request for leave to sit again for further consideration of said bill,

The House concurred.

The above amendments were then referred to the Tax Commission.

Mr. Young moved that the House do now adjourn ;

Which motion did not prevail.

By unanimous consent,

Mr. J. E. White offered the following concurrent resolution :

WHEREAS, There has grown up in some of the territories of the Union a so-called system of religion, subversive of the fundamental principles of our republican form of government, destructive to the morals of the people and repugnant to the enlightened, moral sense of mankind; therefore,

*Resolved* (the Senate concurring), That it is the sense of this Legislature that this system, which is but a cloak under which the grossest crimes are committed, the most wholesome laws openly violated, and polygamy unblushingly practiced, while the perpetrators go unwhipped of justice, should be summarily dealt with, and this reproach to the civilization of the age, which no other civilized nation on the face of the globe would tolerate, completely wiped out;

*Resolved*, That our Senators and Representatives in Congress be and they are requested to use their influence to aid in passing the most vigorous laws looking toward the accomplishment of this end;

*Resolved*, That the Clerks of the House and Senate cause a copy of these resolutions to be sent to each of our Senators and Representatives in Congress; Laid over one day under the rules.

Mr. Cutcheon moved that there be a call of the House;

Which motion prevailed.

#### PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the Clerk, and the following members reported absent without leave: Messrs. Austin, Bidelman, Borgman, Corbin, Cottrell, Earle, Edwards, Gale, Gibbs, Grant, G. H. Hopkins, Hubbard, Kinne, LaDu, E. D. Nelson, Nichols, Palmerlee, A. S. Partridge, Root, Van Loo, Waring and Willett.

Mr. Cutcheon moved that all further proceedings under the call be dispensed with;

Which motion did not prevail.

Mr. W. Nelson moved that the House do now adjourn;

Which motion did not prevail.

On motion of Mr. Turnbull,

The Sergeant-at-Arms was dispatched after the absentees.

On motion of Mr. Turnbull,

All further proceedings under the call were dispensed with, except the arrest and bringing in of the absentees.

On motion of Mr. Turnbull,

The House adjourned.

*Lansing, Monday, February 27, 1882.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Murdoch.

Roll called : a quorum present.

Absent without leave : Messrs. Ballentine, Caruss, Diller, Eakins, Estabrook, Ewers, Hill, H. J. Hopkins, Klei, Knapp, Rose, Wilkins, Woodruff, and Wolcott.

On motion of Mr. J. H. White,

Leave of absence was granted to Mr. Estabrook for the day.

On motion of Mr. Bloom,

Leave of absence was granted to Mr. Klei until to-morrow noon.

Mr. Hackett moved that leave of absence be granted to Mr. Knapp until Thursday ;

Which motion did not prevail.

On motion of Mr. J. E. White,

All further proceedings under the call of Saturday were dispensed with.

On motion of Mr. Alvord,

Leave of absence was granted to Mr. Pomroy until noon.

On motion of Mr. Wyckoff,

Leave of absence was granted to Messrs. Willetts and Gibbs until noon.

On motion of Mr. Davenport,

Leave of absence was granted to Mr. Hill for the day on account of illness.

Mr. Dundass moved that all the rest of the absentees be granted leave of absence for the rest of the session ;

Which motion did not prevail.

On motion of Mr. Hawkins,

Leave of absence was granted to Mr. Wilkins until noon.

Mr. Ball moved that leave of absence be granted to Mr. LaDu, until the arrival of the train from the west ;

Which motion did not prevail.

Mr. King moved that all the rest of the absentees be granted leave of absence for the day ;

Which motion did not prevail.

On motion of Mr. King,

Leave of absence was granted to Mr. Kinne until noon, on account of illness in his family.

Mr. Stephenson moved that the House take a recess until 2 o'clock P. M. ;

Which motion did not prevail.

On motion of Mr. Bloom,

The rules were suspended, two-thirds of all the members present voting therefor, to permit him to offer a resolution ;

Whereupon,

Mr. Bloom offered the following resolution :

*Resolved*, That each member of the House of Representatives be allowed the sum of five dollars for stationery during the session ; and also, that the com-



mittee on supplies and expenditures be required to furnish the Speaker, the Clerk of the House, the engrossing and enrolling clerks, and the chairman of all committees, such stationery as may be necessary for their use;

Which was adopted.

Mr. Campbell moved that leave of absence be granted Mr. Ewers until evening;

Which motion did not prevail.

#### PRESENTATION OF PETITIONS.

No. 13. By Mr. Hawkins: Petition of H. J. Stocking, Chas. Atherton, and 122 others, residents of Kalamo, Eaton county, in favor of the taxation of church property;

Referred to the committee of the whole.

No. 14. By Mr. Hawkins: Petition of Geo. W. Lusk, A. A. Garlock, Allan Nicol, and 56 others; same subject;

Referred to the committee of the whole.

No. 15. By Mr. Hawkins: Petition of Jabez Ashley, E. A. Elwood, residents of Windsor, Eaton county; same subject;

Referred to the committee of the whole.

No. 16. By Mr. Ball: Petition of Samuel Reynolds, Thomas Granger, and 58 others, residents of Green Oak and Brighton, in the county of Livingston, in favor of the taxation of church property;

Referred to the committee of the whole.

No. 17. By Mr. Edwards: Petition of J. Chapman, Elijah Thompson and 35 others, residents of the county of Newaygo, in favor of the taxation of church property;

Referred to the committee of the whole.

No. 18. By Mr. Carmer: Petition of A. E. Nugent, S. P. Buck and 56 others, residents of Lansing, in the county of Ingham, in favor of the taxation of church property;

Referred to the committee of the whole.

No. 19. By Mr. Root: Petition of J. W. Burchard, Franklin Elmer and 43 others, residents of Leslie, Ingham county, Mich.; same subject;

Referred to the committee of the whole.

No. 20. By Mr. McIntyre: Petition of Wm. H. Beal, A. Reynolds, and 10 other residents and tax payers of school district No. 1, township of Watertown, Sanilac county, relative to rebuilding school-house in the burnt district;

Referred to the joint committee on relief for the fire sufferers.

No. 21. By Mr. McIntyre: Petition of Thos. Gleason, Wm. Arraud, and 150 others, residents of Watertown township, Sanilac county, relative to rebuilding school-house in district No. 3, Watertown township;

Referred to the joint committee on relief for fire sufferers.

No. 22. By Mr. McIntyre: Petition of E. C. Babcock and 24 others, of school district No. 7 of the township of Watertown, Sanilac county, relative to rebuilding of school-house in burnt district;

Referred to the joint committee on relief for fire sufferers.

No. 23. By Mr. McIntyre: Petition of Robert W. Graham and 21 others, of school district No. 3, of Washington township, Sanilac county, relative to rebuilding of school-house in the burnt district;

Referred to the joint committee on relief for fire sufferers.

No. 24. By Mr. McIntyre: Petition of Wm. Thompson and 57 others, of

school district No. 2, of the township of Minden, Sanilac county, relative to rebuilding of school-house in burnt district;

Referred to the joint committee on relief for fire sufferers.

No. 25. By Mr. McIntyre: Petition of John B. Walker and 22 others, of school district No. 8, Marlette township, in the county of Sanilac; same subject;

Referred to the joint committee on relief for fire sufferers.

No. 26. By Mr. McIntyre: Petition of Sylvester Clark and 7 others, of school district No. 4, in the township of Maple Valley, Sanilac county; same subject;

Referred to the joint committee on relief for fire sufferers.

No. 27. By Mr. McIntyre: Petition of Geo. A. Davis and 13 others, of school district No. 3, in the township of Elmer, Sanilac county; same subject;

Referred to the joint committee on relief for fire sufferers.

No. 28. By Mr. McIntyre: Petition of school inspectors of the township of Argyle, Sanilac county; same subject;

Referred to the joint committee on relief for fire sufferers.

No. 29. By Mr. McIntyre: Petition of Alexander McRae and 38 others, of the township of Austin, Sanilac County; same subject;

Referred to the joint committee on relief for fire sufferers.

No. 30. By Mr. McIntyre: Petition of W. L. Benedict, and 37 others, of school district No. 4, of the township of Washington, Sanilac county, same subject;

Referred to the joint committee on relief for fire sufferers.

No. 31. By Mr. McIntyre: Petition of Edward Hunt, of school district No. 4, in the township of Austin, Sanilac county, same subject;

Referred to the joint committee on relief for fire sufferers.

No. 32. By Mr. McIntyre: Petition of Wm. H. Ennest, of Washington township, Sanilac county, same subject;

Referred to the joint committee on relief for fire sufferers.

No. 33. By Mr. McIntyre: Petition of Geo. P. Oale, and 62 others, of school district No. 3, of the township of Forester, Sanilac county, same subject;

Referred to the joint committee on relief for fire sufferers.

No. 34. By Mr. McIntyre; Petition of Board of School Examiners of Sanilac county, same subject;

Referred to the joint committee on relief for fire sufferers.

No. 35. By Mr. Oliver: Petition of James Farley, Wm. S. Adams, and 29 others, residents of Texas, Kalamazoo county, in favor of taxation of church property;

Referred to the committee of the whole.

No. 36. By Mr. Oliver: Petition of E. C. Towers, L. S. Burdick, and 80 others residents of West Parke township, St. Joseph Co., same subject;

Referred to the committee of the whole.

No. 37. By Mr. Granger: Petition of J. L. Stevens and 16 others, relative to rebuilding bridges in the township of Wells, in the burnt district in Tuscola county;

Referred to the joint committee on relief for fire sufferers.

## MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

STATE OF MICHIGAN, }  
EXECUTIVE OFFICE, }  
Lansing, February 25, 1882. }

*To the Senate and House of Representatives:*

I am in receipt of a communication from the board of control of State swamp lands, as follows:

At a meeting of the board of control of state swamp lands, held February 24th, 1882, the following preamble and resolution was adopted:

WHEREAS, At a meeting of the board of control of State swamp lands, held on the 27th day of October, 1881, an appropriation of five thousand dollars, in State swamp lands, in the Lower Peninsula, or so much thereof as might be found necessary, was made, subject to the ratification of the Legislature, to reconstruct bridges over the principal streams and culverts on the line of State roads, within the counties of Huron, Tuscola, and Sanilac, which had been destroyed by fire;

AND WHEREAS, Under said appropriation contracts have been made, and entered into as follows: With Wm. R. Stafford, for the construction of two bridges, one on the line of the Port Hope and Wild Fowl Bay State Road, and the other on the line of the Huron City and Bad Axe State Road, for the sum of fifteen hundred dollars; and with Langdon Hubbard, for the construction of a bridge on the line of the Port Austin and Sanilac State Road, for the sum of fifteen hundred dollars; therefore

*Resolved*, That the Governor be and is hereby requested to call the attention of the Legislature to this matter, and request that the action of the board be ratified and confirmed.

(Signed,)

L. H. BRIGGS,  
*Secretary of the Board.*

The action referred to was taken by the board under the urgent necessities of the case, and the work of rebuilding the bridges is in progress.

I respectfully call your attention to the subject and advise that you ratify and approve of the action thus taken.

DAVID H. JEROME.

The message was laid on the table.

## COMMUNICATIONS FROM STATE OFFICERS.

The Speaker announced the following:

STATE OF MICHIGAN, }  
AUDITOR GENERAL'S OFFICE, }  
Lansing, February 25, 1882. }

HON. S. C. MORFATT, *Speaker of the House of Representatives:*

SIR,—In compliance with a resolution of the House, I have caused a pamphlet copy of the tax law to be placed on the desk of each member.

The highway laws are not published under the supervision of this department, hence I am unable to furnish them.

Very respectfully,  
W. IRVING LATIMER,  
*Auditor General.*

The communication was laid on the table.

## MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, February 25, 1882. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following concurrent resolution:

*Resolved* (the Senate concurring), That the committee on ways and means of the House and the committee on appropriations and finance of the Senate be and they are hereby constituted a joint committee, to whom shall be referred so much of the Governor's message as relates to the relief of the sufferers by the September fires, and all bills and other matters relating to that subject;

In the adoption of which the Senate has concurred.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*

The message was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, February, 25, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bills:

1. Senate manuscript bill No. 8, entitled

A bill to incorporate the board of State fish commissioners;

2. Senate manuscript bill No. 12, entitled

A bill substituting new assessment rolls made by the supervisors of the townships of Forester and Evergreen, in the county of Sanilac, for the original assessment rolls of said townships for the year 1881, destroyed by fire;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on fisheries.

The second named bill was read a first and second time by its title, and referred to the committee on local taxation.

## UNFINISHED BUSINESS.

Being the consideration of the following concurrent resolution:

*Resolved* (the Senate concurring), That as early as possible in this session a report shall be submitted by Senator John Strong, Representative Geo. H. Hopkins, and Reporter Joseph Greusel, who were appointed a special commission to visit Europe and report upon certain public institutions existing among the governments of the old world;

Which was adopted.

Also the consideration of the following concurrent resolution:

WHEREAS, There has grown up in some of the territories of the Union a so-called system of religion, subversive of the fundamental principles of our

republican form of government, destructive to the morals of the people and repugnant to the enlightened, moral sense of mankind; therefore,

*Resolved* (the Senate concurring), That it is the sense of this Legislature that this system, which is but a cloak under which the grossest crimes are committed, the most wholesome laws openly violated, and polygamy unblushingly practiced, while the perpetrators go unwhipped of justice, should be summarily dealt with, and this reproach to the civilization of the age, which no other civilized nation on the face of the globe would tolerate, completely wiped out;

*Resolved*, That our Senators and Representatives in Congress be and they are requested to use their influence to aid in passing the most vigorous laws looking toward the accomplishment of this end;

*Resolved*, That the Clerks of the House and Senate cause a copy of these resolutions to be sent to each of our Senators and Representatives in Congress; Which was adopted.

Mr. Bloom moved that the House do now take a recess until 2 o'clock P. M.

Mr. Waring demanded the yeas and nays.

The demand was not seconded.

The motion to take a recess then did not prevail.

#### GENERAL ORDER.

On motion of Mr. Young,

The House went into committee of the whole on the general order,

Mr. Ball in the chair;

After sometime spent therein the committee rose and through their chairman made the following report:

The committee of the whole have had under consideration the following:

Bill No. 1, entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon;

Have made the following amendments thereto, and have directed their chairman to report the same back to the House, and recommend that they be printed at length in the journal and referred to the Tax Commission in compliance with the act creating said commission.

15th. *Resolved*, That it is the sense of the committee of the whole, that this is a proper time to take into consideration legislation for the purpose of disposing of the title of the State to the large amount of lands heretofore bid in by the State at tax sales; and for the purpose of bringing the matter properly before the Legislature at this time, the Tax Commission are hereby requested to submit a plan to accomplish that end, either by amendments to the general bill known as Bill No. 1, or by separate bills, as in their judgment the object can be best accomplished.

16th. SEC. 55. Amend by striking out the sentence commencing in line 11, as follows: "In such notice he shall also fix and name a time and some convenient place at the county seat when and where the lands described in said petition, and for which an order of sale shall be made, will be sold for the taxes, interest, and charges thereon as determined by such decree, which time shall not be less than ten days, nor more than sixty days, after the time named for the hearing of said petition," and inserting in lieu thereof the following: "In such notice he shall also state that on the second Monday of April next thereafter, the lands described in said petition, and for which an order of sale

shall be made, will be sold for the taxes, interest, and charges thereon, as determined by such decree, at some convenient place in said county, to be named in said notice."

17th. SEC. 63. Amend by striking out of line 1 the words "on the day designated in the notice for the sale," and inserting in lieu thereof the following: "On the second Monday of April."

But not having gone through therewith, have directed their chairman to report that fact to the House and ask leave to sit again.

WILLIAM BALL, *Chairman*.

Report accepted.

The question being on concurring in the recommendation of the committee of the whole and their request for leave to sit again for further consideration of said bill,

The House concurred.

The above amendments were then referred to the Tax Commission.

On motion of Mr. Cutcheon,

The House took a recess until 2 o'clock P. M.

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#### AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.

Roll called: a quorum present.

On motion of Mr. Bloom, leave of absence was granted to Mr. Borgman indefinitely.

On motion of Mr. Palmerlee, leave of absence was granted to Mr. Garfield until Thursday next.

By unanimous consent,

Mr. Copley offered the following resolution:

*Resolved*, That the Auditor General be requested to furnish this House with the total amount of money received by the State for interest, penalties, and office charges on taxes, and its disposition so far as the records of his office show;

Which was adopted.

The House resumed the

#### GENERAL ORDER.

On motion of Mr. Cutcheon,

The House went into committee of the whole, on the general order,

Mr. Ball in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Bill No. 1, entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon;

Have made the following amendments thereto, and have directed their chairman to report the same back to the House, and recommend that they be

printed at length in the journal and referred to the Tax Commission, in compliance with the act creating said commission:

18th. Sec. 55. Amend by adding to end of section the following: "The circuit court in chancery shall have jurisdiction to hear, try, and determine the matters alleged in such petition, even though the amount involved therein be less than one hundred dollars."

19th. Sec. 100. Amend by adding to end thereof the following: "*Provided*, That the city of Detroit shall be exempted from the provisions of the last clause of this section, and the common council shall have power to fix and determine the compensation of the city assessor thereof."

20th. SEC. 100. Amend by adding thereto the further proviso: "*Provided further*, That the township of Kalamazoo shall also be exempted from the provisions of the first clause of this section, and the township board of said township shall have power to fix and determine the compensation of the supervisor of said township, but the amount paid for such services shall not exceed the sum of one thousand dollars per annum."

21st. SEC. 99. Amend in line 1 by inserting after the word "officer" the following: "except assessing officers."

22d. *Resolved*, That it is the sense of the committee of the whole that a large amount of capital invested in logs and lumber escapes taxation by reason of its being in transit at the season of the year when assessments are made, and thereby not within the knowledge of the supervisors in time to be included in the rolls. That, therefore, the Tax Commission be requested to either make such amendments in the general bill, or to prepare and report a special bill, whichever in their judgment will be best as to reach this particular class of property, to the end that it may no longer escape taxation.

23d. SEC. 11. Amend first subdivision, line 4, by inserting after the word "shop," the word "office;"

24th. SEC. 11. Amend the first subdivision so as to read as follows:

*First*, All goods and chattels situate in some township other than where the owner resides shall be assessed in the town where situate, and not elsewhere if the owner hires or occupies a store, mill place for sale of property, shop, office, mines, farm, or warehouse therein, for manufacture or use in connection with said property.

25th. SEC. 79. Amend by inserting in line 6, after the word "county," the words "or town," and by inserting in line 7, after the word "county," the words "or town."

26th. SEC. 18. Amend by inserting in line 8, after the word "motion," the following: "or on sufficient cause being shown by any person."

27th. SEC. 19. Amend first sentence of same so as to read as follows:

SEC. 19. Said board of review shall also meet at the office of the supervisor on the Monday next succeeding the fourth Monday in May, at nine o'clock in the forenoon, and continue in session during that day and the two days following to complete the review of such assessment roll.

28th. SEC. 11. Amend as follows: Insert at the end of 4th clause in Sec. 11, *Provided*, That the assessing officer shall ascertain, if he can, the owner and the destination of all saw logs in rollways or streams in his township and if the destination be within this State—then the supervisor shall inform such supervisor through the county clerk in the county of destination, such property liable to assessment and such supervisor shall assess the same to such owner.

29th. SEC. 3. Amend third subdivision by striking out of lines 9 and 10 the words "incorporated under the laws."

30th. SEC. 3. Amend fourth subdivision by adding to the end thereof the following: "Providing that tombs built within any burying grounds and kept for rent in whole or in part shall be assessed as personal property.

31st. SEC. 13. Amend the third subdivision of same so as to read as follows:

"*Third*, All *bona fide* indebtedness owing by such person, giving an itemized statement in detail, and to whom owing, provided he desires to have the same deducted from his credits.

But not having gone through therewith, have directed their chairman to report that fact to the House and ask leave to sit again.

WILLIAM BALL, *Chairman*.

Report accepted.

The question being on concurring in the recommendation of the committee of the whole and their request for leave to sit again for further consideration of said bill,

The House concurred.

The above amendments were then referred to the Tax Commission.

On motion of Mr. Hitchcox,

The House adjourned.

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*Lansing, Tuesday, February 28, 1882.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Hickey.

Roll called: quorum present.

Absent without leave: Messrs. Klei, Knapp, and Root.

On motion of Mr. Carmer,

Leave of absence was granted to Mr. Root for the day.

On motion of Mr. Estabrook,

Leave of absence was granted to the other absentees for the day.

#### PRESENTATION OF PETITIONS.

No. 38. By Mr. Willett: Petition of Wm. R. Bowen and 48 others, residents of Ionia, in favor of taxation of church property;

Referred to the committee of the whole.

No. 39. By Mr. Willett: Petition of John Halstead and 57 others, residents of Ionia; same subject;

Referred to the committee of the whole.

No. 40. By Mr. Cooper: Petition of S. T. Headley, John Galligan, and 40 others, residents of Sciota, county of Shiawassee; same subject;

Referred to the committee of the whole.

No. 41. By Mr. Cooper: Petition of Wm. Kohlmeyer, Thos. Amos, and 41 others, residents of Rush, Shiawassee county; same subject;

Referred to the committee of the whole.



No. 42. By Mr. Cooper: Petition of H. Levanway and 110 others, residents of Sciota, county of Shiawassee; same subject;

Referred to the committee of the whole.

No. 43. By Mr. Cooper: Petition of Frank Fales and 56 others, residents of Burns, Shiawassee county; same subject;

Referred to the committee of the whole.

No. 44. By Mr. Bidelman: Petition of Samuel Smith, T. L. Graham and 58 others, residents of Nashville, Barry county; same subject:

Referred to the committee of the whole.

No. 45. By Mr. Bidelman: Petition of G. T. Smith, E. Chipman and 30 others, residents of Nashville, Barry county; same subject;

Referred to committee of the whole.

No. 46. By Mr. Bidelman: Petition of G. B. Smith, A. Putnam and 58 others, residents of Nashville, Barry county; same subject;

Referred to the committee of the whole.

No. 47. By Mr. Oliver: Petition of Joseph Elkerton, E. S. Briggs, Robert Baker and 145 others, residents of Schoolcraft and Brady, Kalamazoo county; same subject;

Referred to committee of the whole.

No. 48. By Mr. Oliver: Petition of S. W. Darling, Wm. R. Beebe and 41 others, residents of Kalamazoo county; same subject;

Referred to the committee of the whole.

No. 49. By Mr. Oliver: Petition of Lawell Hulett, A. L. Griffin and 47 others, residents of Augusta and Ross, Kalamazoo county; same subject;

Referred to the committee of the whole.

No. 50. By Mr. Oliver: Petition of E. W. Hewitt, C. M. Piper and 71 others, residents of Ross, Kalamazoo county; same subject;

Referred to the committee of the whole.

No. 51. By Mr. Estabrook: Petition of S. B. Brown, Wm. H. Baker and 44 others, residents of East Saginaw; same subject;

Referred to the committee of the whole.

No. 52. By Mr. J. H. White: Petition of Wm. Schales and 76 others, residents of Port Huron; same subject;

Referred to the committee of the whole.

No. 53. By Mr. J. H. White: Petition of John L. Newell and 74 others, residents of Port Huron, Mich.; same subject;

Referred to the committee of the whole.

No. 54. By Mr. J. H. White: Petition of W. L. Bancroft and 57 others, residents of Port Huron, Mich.; same subject;

Referred to the committee of the whole.

No. 55. By Mr. J. H. White: Petition of H. Grover and 25 others, residents of Wales, county of St. Clair; same subject.

Referred to the committee of the whole.

No. 56. By Mr. Bloom: Petition of G. D. McKinnie and 55 others, residents of Detroit; same subject;

Referred to the committee of the whole.

No. 57. By Mr. Bloom: Petition of A. Ochsenhirt, and 54 others, residents of Detroit, Mich.; same subject;

Referred to the committee of the whole.

No. 58. By Mr. Bloom: Petition of Peter Henkel and 55 others, residents of Detroit, Wayne county; same subject;

Referred to the committee of the whole.

No. 59. By Mr. Bloom: Petition of R. D. Bullock and 57 others, residents of Detroit, Wayne county; same subject;

Referred to the committee of the whole.

No. 60. By Mr. Bloom: Petition of Mark Flanigan and 57 others, residents of Detroit, Wayne county; same subject;

Referred to the committee of the whole.

No. 61. By Mr. Bloom: Petition of Th. Klinz & Co. and 56 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 62. By Mr. Bloom: Petition of Wm. Voigt and 56 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 63. By Mr. Bloom: Petition of J. P. Weiss and 53 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 64. By Mr. Bloom: Petition of Julius Stoll and 57 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 65. By Mr. Bloom: Petition of August Dietrich and 57 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 66. By Mr. Bloom: Petition of H. W. Rickel and 57 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 67. By Mr. Bloom: Petition of Dr. Julius Richter and 56 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 68. By Mr. Bloom: Petition of Frederick Myll and 58 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 69. By Mr. Bloom: Petition of O. H. Rusch and 56 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 70. By Mr. Bloom: Petition of Wm. A. Friedrich and 56 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 71. By Mr. Bloom: Petition of F. W. Brede and 57 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 72. By Mr. Bloom: Petition of John Reilly, and 57 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 73. By Mr. Bloom: Petition of John C. Scherer and 56 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 74. By Mr. Bloom: Petition of Henry Funke and 56 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 75. By Mr. Bloom: Petition of Moses Schott and 57 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 76. By Mr. Eisenmann: Petition of Geo. Spaulding and 45 others, of Monroe; same subject;

Referred to the committee of the whole.

No. 77. By Mr. Gibbs: Petition of Walter Allen and 35 others, of Saranac, Ionia county; same subject;

Referred to the committee of the whole.

No. 78. By Mr. Gibbs: Petition of Hiram Olmstead and 17 others, of Saranac, Ionia county; same subject.

Referred to the committee of the whole.

No. 79. By Mr. LaDu: Petition of Wm. W. Keith and 23 others, of Pierson, Montcalm county; same subject;

Referred to the committee of the whole.

No. 80. By Mr. LaDu: Petition of A. W. Hutchins and 13 others, of Evergreen and Day townships, Montcalm county; same subject;

Referred to the committee of the whole.

No. 81. By Mr. LaDu: Petition of Wm. McConnell and 83 others, of Pierson, Montcalm county; same subject;

Referred to the committee of the whole.

No. 82. By Mr. VanLoo: Petition of Wm. M. Bruce and 50 others, of Crockery, Ottawa county; same subject;

Referred to the committee of the whole.

No. 83. By Mr. VanLoo: Petition of Geo. F. Upton and 136 others, of Coopersville, Ottawa county; same subject;

Referred to the committee of the whole.

No. 84. By Mr. Diller: Petition of Chas. Wightman and 61 others, of Genesee county; same subject;

Referred to the committee of the whole.

No. 85. By Mr. Diller: Petition of Walter J. Cronk and 59 others, of Flint, Genesee county; same subject;

Referred to the committee of the whole.

No. 86. By Mr. Diller: Petition of R. N. Murry and 59 others, of Flint, Genesee county; same subject;

Referred to the committee of the whole.

No. 87. By Mr. Diller: Petition of B. Catharine and 59 others, of Flint, Genesee county; same subject;

Referred to the committee of the whole.

No. 88. By Mr. Young: Petition of O. F. Smith and 31 others, of Canton, Wayne county; same subject;

Referred to the committee of the whole.

No. 89. By Mr. Earle: Petition of John Butler, and 80 others, of Grand Rapids; same subject;

Referred to the committee of the whole.

No. 90. By Mr. Copley: Petition of Robert Nesbitt, and 51 others, of Hamilton, Van Buren county; same subject;

Referred to the committee of the whole.

No. 91. By Mr. J. H. White: Tabular statement of the work done by the Port Huron Fire Relief Committee.

On motion of Mr. J. H. White,

The rules were suspended, two-thirds of all the members present voting therefor, and the statement was spread at large on the journal without reading.

The following is the statement:

The following tables, prepared by the Port Huron Relief Committee, show details of statistics collected by the Port Huron Relief Committee, and the work done by them.—Summary of losses, etc.:

| NAMES.                     | Loss of Life. | No. of Families. | MEMBERS OF FAMILY. |        |          |                    | BUILDINGS. |        |            |           | Fences, Lumber, etc., Value. | Crops, Value. | Clothing, Bedding, etc., Value. | Household Furniture, Value. | Stock, Value. | Farming Implements, Value. | Fruit Trees, Value. | Total Loss. |
|----------------------------|---------------|------------------|--------------------|--------|----------|--------------------|------------|--------|------------|-----------|------------------------------|---------------|---------------------------------|-----------------------------|---------------|----------------------------|---------------------|-------------|
|                            |               |                  | Number.            | Males. | Females. | Children under 16. | Houses.    | Barns. | Granaries. | Value.    |                              |               |                                 |                             |               |                            |                     |             |
| Total in Huron County..... | 80            | 1,146            | 5,499              | 2,899  | 2,690    | 2,092              | 676        | 981    | 87         | \$494,771 | \$88,097                     | \$215,909     | \$75,807                        | \$89,884                    | \$56,856      | \$94,051                   | \$47,071            | \$1,111,816 |
| Sanilac County.....        | 60            | 1,646            | 7,676              | 4,108  | 3,568    | 3,213              | 690        | 1,007  | 89         | 295,292   | 110,244                      | 237,673       | 70,667                          | 84,981                      | 31,926        | 62,538                     | 41,641              | 896,892     |
| St. Clair County.....      | ...           | 49               | 179                | 107    | 72       | 78                 | 4          | 10     | 3          | 2,367     | 1,967                        | 4,192         | 397                             | 700                         | 126           | 417                        | 96                  | 9,632       |
| * Lapeer County.....       | ...           | 25               | 127                | 73     | 54       | 65                 | 1          | 4      | 1          | 450       | 1,842                        | 1,182         | 10                              | ...                         | 136           | 236                        | 209                 | 4,004       |
| Total.....                 | 140           | 2,866            | 13,481             | 7,157  | 6,324    | 6,063              | 1,371      | 1,992  | 179        | \$796,920 | \$302,970                    | \$443,466     | \$146,881                       | \$125,835                   | \$88,543      | \$127,292                  | \$39,017            | \$2,094,264 |

|                       |     |     |     |     |     |     |     |     |     |          |          |          |          |          |         |          |          |           |
|-----------------------|-----|-----|-----|-----|-----|-----|-----|-----|-----|----------|----------|----------|----------|----------|---------|----------|----------|-----------|
| Huron County—         |     |     |     |     |     |     |     |     |     |          |          |          |          |          |         |          |          |           |
| Bingham Township..... | 21  | 150 | 705 | 389 | 316 | 291 | 110 | 179 | 20  | \$63,518 | \$14,332 | \$39,571 | \$13,530 | \$10,829 | \$9,274 | \$12,638 | \$10,612 | \$174,124 |
| Bloomfield.....       | 11  | 62  | 290 | 143 | 147 | 163 | 36  | 41  | 2   | 12,465   | 3,763    | 13,160   | 4,300    | 3,220    | 1,783   | 2,736    | 1,242    | 41,741    |
| Chandler.....         | ... | 15  | 86  | 45  | 42  | 51  | 1   | 13  | ... | 1,190    | 418      | 2,272    | 16       | 33       | 51      | 275      | 180      | 4,435     |
| Colfax.....           | ... | 49  | 225 | 113 | 112 | 103 | 15  | 18  | 1   | 6,574    | 2,688    | 4,493    | 1,698    | 1,653    | 393     | 1,228    | 973      | 19,750    |
| Dwight.....           | ... | 31  | 175 | 87  | 88  | 87  | 15  | 32  | ... | 5,480    | 2,196    | 4,962    | 1,057    | 1,247    | 295     | 872      | 589      | 16,718    |
| Fair Haven.....       | ... | 2   | 6   | 3   | 3   | 2   | ... | 1   | ... | 400      | ...      | 737      | 10       | ...      | ...     | 53       | ...      | 1,900     |
| Gore.....             | 1   | 30  | 159 | 63  | 76  | 82  | 14  | 24  | 1   | 8,830    | 924      | 5,906    | 790      | 1,660    | 498     | 1,371    | 324      | 20,383    |
| Grant.....            | ... | 17  | 74  | 36  | 38  | 42  | 9   | 1   | 1   | 571      | 335      | 325      | 299      | ...      | ...     | 85       | 6        | 1,691     |
| Hume.....             | ... | 5   | 30  | 15  | 15  | 5   | 1   | 9   | 2   | 1,776    | 608      | 1,480    | ...      | 25       | ...     | 292      | ...      | 4,178     |
| Huron.....            | 2   | 97  | 430 | 233 | 197 | 197 | 41  | 51  | 4   | 65,906   | 4,311    | 11,556   | 5,729    | 4,518    | 4,000   | 2,807    | 2,231    | 100,360   |
| Lake.....             | ... | 3   | 18  | 8   | 10  | 13  | 1   | 7   | 1   | 660      | 62       | 775      | 7        | 40       | ...     | 145      | 30       | 1,709     |
| Lincoln.....          | 1   | 29  | 119 | 59  | 60  | 53  | 13  | 15  | ... | 2,510    | 1,575    | 2,802    | 815      | 1,278    | 462     | 645      | 479      | 10,566    |

\* Return not complete,—not in Port Huron district. Tuscola county losses not included,—not in Port Huron district.

## SUMMARY OF LOSSES, ETC.—Continued.

| NAMES.                                       | Loss of Life. | No. of Families. | MEMBERS OF FAMILY. |        |          |                    | BUILDINGS. |        |            |           | Fences, Lumber, etc., Value. | Crops, Value. | Clothing, Bed-ding, etc., Value. | Household Fur-niture, Value. | Stock, Value. | Farming Imple-ments, Value. | Fruit Trees, Value. | Total Loss. |
|--|---------------|------------------|--------------------|--------|----------|--------------------|------------|--------|------------|-----------|------------------------------|---------------|----------------------------------|------------------------------|---------------|-----------------------------|---------------------|-------------|
|  |               |                  | Number.            | Males. | Females. | Children under 16. | Houses.    | Barns. | Granaries. | Value.    |                              |               |                                  |                              |               |                             |                     |             |
|  |               |                  |                    |        |          |                    |            |        |            |           |                              |               |                                  |                              |               |                             |                     |             |
| Huron County—Continued.                      |               |                  |                    |        |          |                    |            |        |            |           |                              |               |                                  |                              |               |                             |                     |             |
| Meade.....                                   | 1             | 32               | 166                | 83     | 73       | 67                 | 13         | 21     | 2          | \$3,425   | \$1,123                      | \$4,518       | \$738                            | 708                          | \$106         | \$329                       | \$232               | \$11,534    |
| Oliver.....                                  | ---           | 11               | 60                 | 29     | 31       | 35                 | 4          | 3      | 1          | 625       | 307                          | 708           | 802                              | 224                          | 25            | 277                         | ---                 | 2,478       |
| Paris.....                                   | 23            | 172              | 860                | 450    | 410      | 423                | 116        | 235    | 21         | 92,645    | 18,001                       | 36,516        | 8,418                            | 7,994                        | 6,492         | 10,014                      | 15,430              | 202,500     |
| Port Austin.....                             | ---           | 2                | 1                  | 1      | ---      | ---                | 1          | 1      | ---        | 200       | ---                          | 150           | 60                               | 75                           | ---           | ---                         | ---                 | 435         |
| Rubicon.....                                 | 14            | 142              | 708                | 351    | 357      | 377                | 90         | 121    | 3          | 74,835    | 16,878                       | 26,008        | 12,351                           | 8,168                        | 4,903         | 6,820                       | 1,866               | 151,156     |
| Sand Beach.....                              | 3             | 18               | 87                 | 47     | 40       | 40                 | 11         | 9      | ---        | 2,430     | 351                          | 2,580         | 1,065                            | 1,068                        | 375           | 677                         | 93                  | 8,669       |
| Sheridan.....                                | ---           | 53               | 275                | 149    | 126      | 117                | 30         | 13     | 5          | 10,309    | 2,860                        | 11,163        | 3,996                            | 52                           | 2,451         | 1,955                       | 1,673               | 34,459      |
| Sherman.....                                 | ---           | 20               | 117                | 59     | 58       | 61                 | 13         | 23     | ---        | 8,060     | 1,680                        | 5,049         | 1,935                            | 1,380                        | 510           | 1,252                       | 925                 | 20,791      |
| Sigel.....                                   | 1             | 65               | 274                | 156    | 118      | 106                | 42         | 52     | 6          | 13,975    | 4,324                        | 13,299        | 6,952                            | 3,266                        | 4,745         | 3,928                       | 2,987               | 54,064      |
| Verona.....                                  | ---           | 135              | 612                | 316    | 296      | 260                | 97         | 91     | 17         | 111,631   | 10,962                       | 23,114        | 11,316                           | 22,075                       | 20,005        | 14,970                      | 7,199               | 238,202     |
| To Dec. 31, 1881.....                        | 78            | 1,140            | 5,466              | 2,833  | 2,613    | 2,555              | 673        | 960    | 87         | 493,836   | \$38,531                     | \$214,974     | \$75,214                         | \$68,659                     | \$55,246      | \$63,640                    | \$47,071            | \$1,109,173 |
| Statements received since Dec. 31, 1881..... | 2             | ---              | 33                 | 16     | 17       | 17                 | 8          | 1      | ---        | 935       | 366                          | 535           | 93                               | 225                          | 108           | 411                         | ---                 | 2,673       |
| Total to Jan. 31, 1882...                    | 80            | 1,146            | 5,499              | 2,860  | 2,630    | 2,582              | 676        | 961    | 87         | \$494,771 | \$38,897                     | \$215,509     | \$75,307                         | \$69,884                     | \$55,356      | \$64,051                    | \$47,071            | \$1,111,846 |
| Sanilac County—                              |               |                  |                    |        |          |                    |            |        |            |           |                              |               |                                  |                              |               |                             |                     |             |
| Argyle Township.....                         | 9             | 73               | 295                | 150    | 145      | 143                | 21         | 33     | 1          | \$55,064  | 32,069                       | \$6,443       | \$1,256                          | \$936                        | \$492         | \$753                       | \$347               | \$37,340    |
| Austin.....                                  | 4             | 147              | 686                | 364    | 322      | 263                | 88         | 183    | 17         | 53,076    | 15,748                       | 32,246        | 11,676                           | 10,317                       | 10,622        | 11,396                      | 11,270              | 161,351     |
| Bridgehampton.....                           | ---           | 43               | 170                | 89     | 81       | 72                 | 5          | 16     | 2          | 2,840     | 3,103                        | 5,530         | 324                              | 147                          | 579           | 630                         | 120                 | 13,273      |
| Buel.....                                    | 31            | 151              | 75                 | 76     | 69       | 69                 | 10         | 17     | ---        | 4,017     | 1,331                        | 3,180         | 313                              | 614                          | 309           | 943                         | 490                 | 11,687      |

| Custer                                  | 22  | 100   | 49    | 51    | 62    | 7     | 4     | 960   | 155      | 847      | 408     | 180     | 25     | 286    | 79     | 2,924     |
|---|-----|-------|-------|-------|-------|-------|-------|-------|----------|----------|---------|---------|--------|--------|--------|-----------|
| Delaware                                | 9   | 147   | 679   | 865   | 314   | 350   | 109   | 135   | 2        | 44,738   | 5,830   | 29,014  | 14,335 | 6,077  | 2,918  | 122,469   |
| Elk                                     | 96  | 605   | 283   | 242   | 147   | 34    | 41    | 8     | 12,606   | 7,831    | 1,616   | 1,311   | 257    | 1,346  | 946    | 32,773    |
| Elmer                                   | 49  | 215   | 121   | 94    | 83    | 4     | 6     | 925   | 1,313    | 1,447    | 20      | 10      | -----  | 84     | 63     | 3,862     |
| Evergreen                               | 54  | 234   | 138   | 96    | 96    | 14    | 39    | 2     | 3,569    | 1,169    | 4,538   | 1,243   | 707    | 1,172  | 253    | 15,702    |
| Fromont                                 | 3   | 6     | 2     | 4     | 2     | ----- | 3     | 750   | 71       | 685      | 30      | -----   | 40     | 130    | -----  | 1,656     |
| Forester                                | 4   | 122   | 549   | 299   | 204   | 59    | 78    | 3     | 25,215   | 8,080    | 19,981  | 8,326   | 4,661  | 2,943  | 3,068  | 15,702    |
| Flynn                                   | 2   | 65    | 225   | 124   | 101   | 104   | 16    | 1     | 2,700    | 7,697    | 3,772   | 805     | 318    | 506    | 415    | 17,093    |
| Greenleaf                               | 100 | 514   | 264   | 250   | 228   | 60    | 67    | 6     | 25,198   | 4,573    | 19,668  | 11,649  | 122    | 1,780  | 7,441  | 76,290    |
| Lamotte                                 | 2   | 40    | 149   | 79    | 70    | 63    | 14    | 1     | 2,945    | 845      | 2,906   | 703     | 483    | 535    | 770    | 9,947     |
| Lexington                               | 16  | 89    | 44    | 45    | 40    | 6     | 10    | ----- | 4,450    | 1,424    | 4,044   | -----   | 180    | 62     | 961    | 11,106    |
| Maple Valley                            | 86  | 158   | 91    | 67    | 77    | 9     | 15    | 2     | 1,365    | 622      | 2,447   | 387     | 235    | 72     | 431    | 5,789     |
| Marion (east)                           | 4   | 80    | 463   | 229   | 206   | 236   | 57    | 80    | 16       | 27,008   | 8,098   | 22,388  | 4,310  | 4,584  | 2,752  | 81,519    |
| Marion (west)                           | 9   | 15    | 60    | 31    | 22    | 27    | 5     | 10    | 2        | 2,811    | 992     | 2,035   | 367    | 419    | 431    | 7,366     |
| Marlette                                | 63  | 235   | 162   | 123   | 96    | 11    | 25    | 6     | 4,670    | 3,245    | 7,147   | 533     | 589    | 574    | 1,311  | 19,029    |
| Minden                                  | 4   | 70    | 329   | 180   | 149   | 155   | 43    | 67    | 9        | 31,622   | 11,305  | 20,550  | 6,355  | 5,424  | 2,085  | 83,197    |
| Moore                                   | 8   | 80    | 357   | 194   | 163   | 137   | 34    | 44    | 2        | 8,457    | 3,624   | 5,201   | 1,302  | 2,949  | 826    | 24,863    |
| Sanilac                                 | 29  | 135   | 70    | 63    | 84    | 10    | 26    | 5     | 6,785    | 1,514    | 8,002   | 555     | 721    | 195    | 589    | 18,664    |
| Speaker                                 | 41  | 200   | 107   | 93    | 85    | 9     | 13    | ----- | 1,917    | 1,810    | 2,468   | 442     | 662    | 32     | 421    | 8,292     |
| Watertown                               | 5   | 68    | 294   | 169   | 135   | 113   | 14    | 11    | 4,091    | 5,409    | 6,409   | 400     | 350    | 30     | 109    | 17,083    |
| Washington                              | 85  | 393   | 216   | 177   | 189   | 40    | 53    | 9     | 13,462   | 5,849    | 7,243   | 3,030   | 1,774  | 2,361  | 506    | 37,664    |
| Worth                                   | 2   | 16    | 8     | 8     | 10    | 1     | 1     | 225   | -----    | 60       | 75      | -----   | -----  | -----  | -----  | 350       |
| To Dec. 31, 1881                        | 60  | 1,571 | 7,259 | 3,903 | 3,356 | 3,094 | 631   | 927   | 89       | \$27,423 | 103,897 | 225,065 | 70,450 | 61,498 | 81,321 | \$386,310 |
| Statements received since Dec. 31, 1881 | 75  | 417   | 206   | 212   | 219   | 9     | 10    | ----- | 1,810    | 6,367    | 2,608   | 433     | 105    | 729    | 293    | 12,482    |
| Total to Jan. 31, 1882                  | 60  | 1,546 | 7,676 | 4,108 | 3,568 | 680   | 1,007 | 89    | \$26,613 | 110,264  | 227,673 | 70,931  | 81,936 | 62,538 | 41,641 | \$398,792 |

## DR.

|                             |                     |
|-----------------------------|---------------------|
| To cash subscriptions ..... | \$192,927 72        |
| donation supplies .....     | 259,026 48          |
| Total .....                 | <u>\$451,954 20</u> |

## CR.

|  |                     |
|--|---------------------|
| By supplies purchased, etc. ....           | \$148,829 14        |
| general expenses .....                     | \$11,971 86         |
| statistical expenses .....                 | 1,077 59            |
| freight and passenger transportation ..... | 13,049 45           |
| donation supplies distributed .....        | 14,324 57           |
| cash balance in bank .....                 | 259,026 48          |
|  | 16,724 56           |
| Total .....                                | <u>\$451,954 20</u> |

## ANALYSIS OF BALANCE SHEET.

*Supplies and cash distributed:*

|  | Per cent. | Amount.             |
|--|-----------|---------------------|
| Flour .....                                    | 9.29      | \$13,825 15         |
| Bread .....                                    | 0.37      | 562 29              |
| Pork .....                                     | 2.67      | 3,958 74            |
| Groceries .....                                | 1.42      | 2,118 85            |
| Medicines, etc. ....                           | 0.18      | 277 25              |
| Hardware .....                                 | 2.36      | 3,499 85            |
| Stoves and fixings .....                       | 1.18      | 1,751 95            |
| Blankets and bedding .....                     | 1.56      | 2,317 98            |
| Furniture .....                                | 0.34      | 499 67              |
| Miscellaneous articles .....                   | 0.67      | 999 81              |
| Harness .....                                  | 1.14      | 1,707 50            |
| Agricultural implements .....                  | 0.33      | 507 35              |
| Lumber .....                                   | 25.26     | 37,578 40           |
| Seed, wheat, hay, and feed .....               | 24.21     | 36,033 46           |
| Cash distributed .....                         | 21.95     | 32,672 50           |
|  |           | <u>\$188,310 75</u> |
| Hay and feed contracts not delivered yet ..... | 7.07      | 10,518 39           |
|  | 100.00    | <u>\$148,829 14</u> |

*Supplies, expenses, etc.:*

|   | Per cent. | Amount.             |
|---|-----------|---------------------|
| Supplies and cash .....   | 32.93     | \$148,829 14        |
| Expenses of offices Port Huron, laborers, agents, and<br>medical attendance ..... | 2.65      | 11,971 86           |
| Statistical expenses .....  | 0.24      | 1,077 59            |
| Freight and passenger transportation .....  | 3.17      | 14,324 57           |
| Donation supplies distributed .....   | 57.31     | 259,026 48          |
| Cash balance in bank .....  | 3.70      | 16,724 56           |
|   | 100.00    | <u>\$451,954 20</u> |

*Cash received by Port Huron and Detroit:*

|   |              |
|---|--------------|
| Detroit committee, Sept. 9th to Oct. 10th, 1881.....          | \$207,274 89 |
| Detroit commission, Oct. 11th to Feb. 18th, 1882.....         | 200,113 55   |
| Port Huron committee, Sept. 7th, 1881, to Feb. 18th, 1882.... | 192,927 72   |
|   | <hr/>        |
|   | \$600,316 16 |

*Statement of additional amounts required:*

|  |              |
|--|--------------|
| Hay and feed.....                                  | \$64,000 00  |
| Seed, wheat, timothy, oats, barley, peas, etc..... | 90,000 00    |
| Cash for 3,000 families at \$25 each.....          | 75,000 00    |
| Fencing purposes.....                              | 50,000 00    |
| Cash for taxes on 210,000 acres.....               | 21,000 00    |
|  | <hr/>        |
|  | \$300,000 00 |

## HURON COUNTY.

|                        | Schools. | Churches. |
|------------------------|----------|-----------|
| Paris township.....    | 2        | 2         |
| Rubicon township.....  | 3        | --        |
| Verona township.....   | 2        | 2         |
| Colfax township.....   | 2        | 1         |
| Huron township.....    | 1        | --        |
| Chandler township..... | 1        | --        |
| Bingham township.....  | 1        | 1         |
|                        | <hr/>    | <hr/>     |
| Total.....             | 12       | 6         |

The above is not official.

## SANILAC COUNTY.

|                            |       |       |
|----------------------------|-------|-------|
| Argyle township.....       | 2     | --    |
| Elmer township.....        | 1     | --    |
| Evergreen township.....    | 4     | --    |
| Forester township.....     | 1     | --    |
| Greenleaf township.....    | 1     | --    |
| Lamotte township.....      | 3     | --    |
| Maple Valley township..... | 1     | --    |
| Marlette township.....     | 1     | --    |
| Marion township.....       | 1     | --    |
| Washington township.....   | 2     | --    |
| Moore township.....        | 1     | --    |
| Watertown township.....    | 3     | 1     |
| Austin township.....       | 4     | 1     |
| Minden township.....       | 1     | --    |
| Delaware township.....     | 2     | --    |
|                            | <hr/> | <hr/> |
| Total.....                 | 28    | 2     |

The above was obtained from superintendents of schools.

## CLOSED OUT.

The Port Huron relief committee have this day closed out the last box of their supplies to the burned district. Besides the large consignments for-



warded by boat during the season of navigation, the shipments by rail have averaged six and one-half cars per day since September 8th.

## WEEKLY BALANCE SHEET.

The following is the balance sheet for the week ending February 25, 1882:

|                             |                     |
|-----------------------------|---------------------|
| To subscriptions, cash..... | \$192,927 72        |
| donation supplies.....      | 261,645 44          |
| Total.....                  | <u>\$454,573 16</u> |

## CR.

|   |                  |
|---|------------------|
| By cash balance in bank (less contracts)..... | \$15,848 10      |
| general expenses.....                         | \$12,406 89      |
| statistical expenses.....                     | 1,149 24         |
| freight and passenger transportation.....     | 14,463 49        |
|   | <u>28,019 62</u> |

*Merchandise and Provisions.*

|   |          |                     |
|---|----------|---------------------|
| By Anderson agency.....                         | \$430 31 |                     |
| Bad Axe agency.....                             | 2,571 08 |                     |
| Minden agency.....                              | 8,885 77 |                     |
| Sandusky agency.....                            | 1,128 01 |                     |
| Verona agency.....                              | 1,567 82 |                     |
| Deckerville agency.....                         | 1,804 53 |                     |
| Brown City agency.....                          | 132 91   |                     |
| Marlette agency.....                            | 594 05   |                     |
| Brockway Centre agency.....                     | 105 85   |                     |
| Forestville agency.....                         | 1,989 49 |                     |
| Sand Beach agency.....                          | 133 31   |                     |
| Carsonville agency.....                         | 246 81   |                     |
| York agency.....                                | 218 54   |                     |
| Port Hope agency.....                           | 2,141 96 |                     |
| Richmondville agency.....                       | 1,087 98 |                     |
| Adams's Corners agency.....                     | 2,253 62 |                     |
| Croswell agency.....                            | 1,168 54 |                     |
| Forester agency.....                            | 776 28   |                     |
| Huron City agency.....                          | 963 04   |                     |
| Port Sanilac agency.....                        | 193 47   |                     |
| Elk agency.....                                 | 1,195 34 |                     |
| Minden Relief agency.....                       | 1,991 11 |                     |
| Miscellaneous agency.....                       | 528 46   | 32,108 28           |
| Merchandise in stock.....                       |          | 21 75               |
| Lumber purchased (part in hands of agents)..... |          | 37,578 40           |
| Seed wheat and feed purchased.....              |          | 38,628 71           |
| Cash distributed to families, etc.....          |          | 32,942 50           |
| Appropriation contracts, balance.....           |          | 7,780 36            |
| Total.....                                      |          | <u>\$192,927 72</u> |

*Donation Supplies.*

|                             |              |
|-----------------------------|--------------|
| By Anderson agency.....     | \$490 75     |
| Bad Axe agency.....         | 6,729 36     |
| Minden agency.....          | 61,313 92    |
| Sandusky agency.....        | 9,911 62     |
| Verona agency.....          | 19,124 41    |
| Deckerville agency.....     | 20,238 26    |
| Brown City agency.....      | 5,060 09     |
| Marlette agency.....        | 13,837 78    |
| Forestville agency.....     | 8,887 17     |
| Sand Beach agency.....      | 484 60       |
| Carsonville agency.....     | 11,821 18    |
| York agency.....            | 6,918 68     |
| Port Hope agency.....       | 14,641 16    |
| Richmondville agency.....   | 5,249 05     |
| Adams's Corners agency..... | 20,583 71    |
| Croswell agency.....        | 18,889 87    |
| Forester agency.....        | 4,337 68     |
| Huron City agency.....      | 12,406 40    |
| Port Sanilac agency.....    | 2,291 50     |
| Elk agency.....             | 5,028 72     |
| Evergreen.....              | 4,145 00     |
| Sheridan and Greenleaf..... | 3,709 06     |
| Minden Relief agency.....   | 24 52        |
| Miscellaneous.....          | 5,520 85     |
|                             | <hr/>        |
|                             | \$261,645 44 |

## SUMMARY OF BALANCE SHEET.

|   |              |
|---|--------------|
| Merchandise and provisions.....           | \$32,130 03  |
| Lumber.....                               | 37,578 40    |
| Seed wheat and feed.....                  | 38,628 71    |
| Cash distributed.....                     | 32,942 50    |
| Balance on contracts.....                 | 7,780 36     |
|   | <hr/>        |
|   | \$149,060 00 |
| General expenses.....                     | \$12,406 89  |
| Statistical expenses.....                 | 1,149 24     |
| Freight and passenger transportation..... | 13,556 13    |
|   | 14,463 49    |
| Cash balance in bank.....                 | 15,848 10    |
|   | <hr/>        |
|   | \$192,927 72 |
| Donation supplies.....                    | 261,645 44   |
|   | <hr/>        |
|   | \$454,573 16 |

E. C. CARLETON, *Mayor,*  
*Chairman of Port Huron Relief Committee.*

M. H. ALLARDT, *Secretary.*

Referred to the joint committee on relief for fire sufferers.

## REPORTS OF STANDING COMMITTEES.

By the Tax Commission :

*To the Honorable the House of Representatives :*

The Tax Commission, to whom were referred the following amendments of bill No. 1, being the tax bill, beg leave to report that they have had the same under consideration, and recommend in regard thereto as follows, viz :

*First,* The following amendment to section three we approve, viz. :

SEC. 3. Amend 4th subdivision by inserting after the word "grounds" the following: "and the rights of burial therein."

*Second,* The following amendment, viz. :

SEC. 24. Amend by striking out of lines 4 and 5 the following: "taxable property therein as equalized" and inserting in lieu thereof the following: "aggregate taxable property, both real and personal, therein as determined by them,"

Is disapproved. We recommend in lieu thereof to strike out the words "as equalized" in the fifth line and insert the words "real and personal as determined by them for that year."

We do not deem this change of any importance; we regard the language of the bill as sufficiently plain.

*Third,* The following amendment, viz. :

SEC. 31. Amend by striking out of line 2 the word "Saturday," and inserting in lieu thereof the word "Friday,"

Is approved.

*Fourth,* The following amendment, viz. :

SEC. 32. Amend by inserting in line 2 after the word "township," the following: "or the common council of any city,"

Is approved.

*Fifth,* The following amendment, viz. :

SEC. 57. Amend last sentence of same so as to read as follows: "The court may decree such costs against a person contesting any tax as may be equitable, if the tax or any part thereof which remains unpaid is adjudged valid,"

Is approved.

*Sixth,* The following amendment, viz. :

SEC. 62. Amend in line 4 by inserting after the word "making" the words "and entering,"

We deem quite unnecessary, nevertheless no harm will come of it.

*Seventh,* The following amendment, viz. :

SEC. 63. Amend by striking out of lines 28 and 29 the following, "all lands bid off in the name of the State shall continue liable to be taxed in the same manner as if they were not the property of the State,"

We disapprove. We believe that its effect would be oppressive to the resident tax-payer: In some localities one-half of the real estate in the township would be withdrawn from taxation.

*Eighth,* The following amendment, viz. :

SEC. 68. Amend by adding to the end of the section the following: "For the years one thousand eight hundred and eighty-one and subsequent years, but whenever any lands shall be sold for taxes under any of the provisions of this act the purchaser thereof shall take and hold the same discharged from the lien of any such delinquent taxes assessed previous to said year 1881 and the Auditor General shall thereupon credit to the proper county an amount sufficient to cover any such taxes so discharged which may have been charged against such county previous to such sale,

Is disapproved. The object sought to be accomplished will be embraced in the bill which the Commission proposes to report respecting the disposition of State tax lands.

*Ninth*, The following amendment, viz.:

16th. SEC. 55. Amend by striking out the sentence commencing in line 11, as follows: "In such notice he shall also fix and name a time and some convenient place at the county seat, when and where the lands described in said petition, and for which an order of sale shall be made, will be sold for the taxes, interest, and charges thereon, as determined by such decree, which time shall not be less than ten days, nor more than sixty days, after the time named for the hearing of said petition," and inserting in lieu thereof the following: "In such notice he shall also state that on the second Monday of April next thereafter the lands described in said petition, and for which an order of sale shall be made, will be sold for the taxes, interest and charges thereon, as determined by such decree, at some convenient place in said county, to be named in said notice,"

And also the following, viz.:

SEC. 63. Amend by striking out of line 1 the words "on the day designated in the notice for the sale," and inserting in lieu thereof the following: "on the second Monday of April,"

Are approved.

*Tenth*, The following amendment, viz.:

SEC. 55. Amend by adding to end of section the following: "The circuit court in chancery shall have jurisdiction to hear, try, and determine the matters alleged in such petition, even though the amount involved therein be less than one hundred dollars,"

Is approved.

*Eleventh*, The following amendments, viz.:

SEC. 100. Amend by adding to end thereof the following: "*Provided*, That the city of Detroit shall be exempted from the provisions of the last clause of this section, and the common council shall have power to fix and determine the compensation of the city assessor thereof,"

And also,

SEC. 100. Amend by adding thereto the further proviso: "*Provided further*, That the township of Kalamazoo shall also be exempted from the provisions of the first clause of this section, and the township shall have power to fix and determine the compensation of the supervisor of said township, but the amount paid for such services shall not exceed the sum of one thousand dollars per annum,

Are approved.

*Twelfth*, The following amendment, viz.:

21st. SEC. 99. Amend in line 1, by inserting after the word "officer" the following: "except assessing officers,"

Is disapproved. Under this bill an assessing officer is not authorized to appoint a deputy, and therefore there is no necessity for the amendment.

*Thirteenth*, The following amendment, viz.:

24th. SEC. 11. Amend the first subdivision so as to read as follows:

*First*, All goods and chattels situate in some township other than where the owner resides shall be assessed in the town where situate, and not elsewhere if the owner hires or occupies a store, mill-place for sale of property, shop, office, mines, farm, or warehouse therein, for manufactures, or use in connection with said property,

Is approved.

*Fourteenth*, The following amendment, viz.:

SEC. 79. Amend by inserting in line 6 after the word "county" the words "or town," and by inserting in line 7 after the word "county" the words "or town,"

Is approved.

*Fifteenth*, The following amendment, viz.:

SEC. 18. Amend by inserting in line 8 after the word "motion" the following "or on sufficient cause being shown by any person,"

Is approved.

*Sixteenth*, The following amendment, viz.:

SEC. 19. Amend first sentence of the same so as to read as follows: "Said board of review shall also meet at the office of the supervisor on the Monday next succeeding the fourth Monday in May at nine o'clock in the forenoon and continue in session during that day and the two days following, to complete the review of such assessment roll,"

Is disapproved. The bill as it stands requires the board to be in session two entire days; this, in a majority of the towns, is sufficient. In some a longer time is required. The bill, therefore, provides that when the necessity exists the board may continue in session at its second meeting not exceeding five days in all. The amendment makes the time arbitrarily three days, whether they are necessary or not, and makes no provision for the board to continue for a longer time when necessary. We are clearly of the opinion that the amendment ought not to be made.

*Seventeenth*.—The following amendment, viz.:

SEC. 11. Amend as follows: Insert at the end of the fourth clause, in Sec. 11, "Provided, that the assessing officer shall ascertain, if he can, the owner and the destination of all said logs in rollways or streams in his township, and if the destination be within this State, then the supervisor shall inform such supervisor through the county clerk in the county of destination such property liable to assessment, and such supervisor shall assess the same to such owner,"

Is disapproved. We think it impracticable.

*Eighteenth*, The following amendment, viz.:

SEC. 3. Amend third subdivision by striking out of lines 9 and 10 the words "incorporated under the laws,"

Is approved. The bill follows the present statute. We see no objection to the amendment.

*Nineteenth*, The following amendment, viz.:

SEC. 3. Amend fourth subdivision by adding to the end thereof the following: "Providing that tombs built within any burying grounds and kept for rent in whole or in part shall be assessed as personal property,"

Is approved.

*Twentieth*, The following amendment, viz.:

SEC. 13. Amend third subdivision of same so as to read as follows: Third, all bonafide indebtedness owing by such person, giving an itemized statement in detail, and to whom owing: *Provided*, He desires to have the same deducted from his credits,

Is approved.

We recommend that the amendment be so amended as to require the name and residence of creditors, and the amount due each.

JOHN MOORE, *Chairman*.

Report accepted.

The report was then referred to the committee of the whole.

#### REPORTS OF SELECT COMMITTEES.

By the select committee to draft resolutions of respect to the memory of the late Hon. Frank Kendrick :

The committee to whom was referred the matter of drafting resolutions of respect in memory of Hon. Frank Kendrick, deceased, would respectfully ask that the hour of 4 o'clock P. M. of Thursday next, be set apart, or so much thereof as may be necessary for the reading of the resolutions as prepared by the committee, and memorial addresses.

GEO. DAVENPORT,  
G. H. WOLCOTT,  
S. W. LA DU.

Report accepted.

On motion of Mr. Davenport,

The recommendation of the committee were concurred in, two-thirds of all the members present voting therefor, and the reading of the resolutions was made the special order for Thursday next at 4 o'clock P. M.

#### INTRODUCTION OF BILLS.

By unanimous consent,

Mr. Granger, previous notice not having been given, introduced House Joint Resolution No. 1, entitled

Joint Resolution to ratify the action of the board of control of State swamp lands in letting contracts in the burnt district, on State roads, and to authorize them to make any further contracts necessary.

The joint resolution was read a first and second time by its title, and pending its reference,

On motion of Mr. Cutcheon,

The rules were suspended, two-thirds of all the members present voting therefor, and the joint resolution was put upon its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |             |                    |                      |
|-------------|-------------|--------------------|----------------------|
| Mr. Alvord, | Mr. Eakins, | Mr. G. H. Hopkins, | Mr. B. F. Partridge, |
| Austin,     | Earle,      | Howard,            | Perham,              |
| Ball,       | Easton,     | Hubbard,           | Pomroy,              |
| Ballentine, | Eaton,      | King,              | Prindle,             |
| Baldwin,    | Eisenmann,  | Kinne,             | Remick,              |
| Belden,     | Edwarda,    | La Du,             | Robertson,           |
| Bennett,    | Estabrook,  | Littell,           | Rose,                |
| Bidelman,   | Ewers,      | Markham,           | Turnbull,            |
| Bishop,     | Fraser,     | Martin,            | Van Loo,             |
| Blood,      | Fyfe,       | Mercer,            | Waring,              |
| Campbell,   | Gale,       | Millard,           | J. E. White,         |
| Caruss,     | Gibbs,      | Mulvey,            | J. H. White,         |
| Carmer,     | Gorman,     | W. Nelson,         | Wing,                |
| Cobb,       | Goodman,    | E. D. Nelson,      | Wilkins,             |
| Cooper,     | Granger,    | Nichols,           | Willett,             |
| Copley,     | Grant,      | North,             | Woodruff,            |
| Cutcheon,   | Hackett,    | Oliver,            | Wolcott,             |

|               |                |                  |              |
|---------------|----------------|------------------|--------------|
| Mr. Cottrell, | Mr. Harford,   | Mr. Palmerlee,   | Mr. Wyckoff, |
| Davenport,    | Hawkins,       | Parker,          | Yarrington,  |
| Dewey,        | Hill,          | Parsons,         | Young,       |
| Diller,       | Hitchcox,      | A. S. Partridge, | Speaker,     |
| Dundas,       | H. J. Hopkins, |                  |              |

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NAYS.

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Title and preamble agreed to.

On motion of Mr. Littell,

By a vote of two-thirds of all the members elect, the joint resolution was ordered to take immediate effect.

By unanimous consent

Mr. Hubbard, previous notice not having been given, introduced

House Bill No. 8, entitled

A bill to make an appropriation for an insurance fund for State buildings, and to provide for its use.

The bill was read a first and second time by its title, and referred to the committee on insurance.

#### GENERAL ORDER.

On motion of Mr. Young,

The House went into committee of the whole on the general order,

Mr. Ball in the chair;

After sometime spent therein the committee rose and through their chairman made the following report:

The committee of the whole have had under consideration the following:

Bill No. 1, entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon;

Have made the following amendments thereto, and have directed their chairman to report the same back to the House, and recommend that they be printed at length in the journal and referred to the Tax Commission in compliance with the act creating said commission.

32d. SEC. 3. Amend by adding to the end thereof a new subdivision to stand as subdivision 8, and read as follows:

Personal property, or so much thereof as shall be equal to the actual bona fide indebtedness of the person owning the same; *Provided*, That every person claiming such exemption shall subscribe to the following oath: I do solemnly swear (or affirm) that I have indebtedness to the amount of my personal property (or, if the indebtedness is less than his personal property, then state such amount) and that no part of such indebtedness is conditional or fictitious.

33d. SEC. 68. Amend by striking out of lines 10 and 11 the following:

"Provided that such deed shall not be executed until the purchaser shall pay all delinquent taxes on such lands returned to the office of the Auditor General."

But not having gone through therewith, have directed their chairman to report that fact to the House and ask leave to sit again.

WILLIAM BALL, *Chairman*.

Report accepted.

The question being on concurring in the recommendation of the committee

of the whole and their request for leave to sit again for further consideration of said bill,

The House concurred.

The above amendments were then referred to the Tax Commission.

By unanimous consent,

Mr. Easton offered the following resolution:

*Resolved*, That Edward G. Embler, clerk of the judiciary committee, be and he hereby is assigned to the committee on congressional apportionment;

Which was adopted.

On motion of Mr. Diller,

The House took a recess until 3 o'clock P. M.

---

#### AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House resumed the

#### GENERAL ORDER.

On motion of Mr. Willett,

The House went into committee of the whole, on the general order,

Mr. Ball in the chair;

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Bill No. 1, entitled,

A bill to provide for the assessment of property and the levy and collection of taxes thereon;

Have made the following amendments thereto, and have directed their chairman to report the same back to the House, and recommend that they be printed at length in the journal and referred to the Tax Commission, in compliance with the act creating said commission:

34th. SEC. 18. Amend by striking out the first two lines and inserting in lieu thereof the following: The township board shall appoint two suitable persons who shall be taxpayers and electors in said township, to act with the supervisor as a board of review. Said township board shall make such appointment on or before the second Wednesday after the annual township meeting. The two electors so appointed together with the supervisor shall constitute a board of review for such township. A majority of said board shall constitute a quorum for the transaction of business, but a less number may adjourn.

35th. SEC. 15. Amend line 1 by striking out the word "fourth," and inserting in lieu thereof the word "third."

36th. SEC. 18. Amend line 4 by striking out the word "fourth," and inserting in lieu thereof the word "third."

37th. SEC. 19. Amend line 2 by striking out the word "fourth," and inserting in lieu thereof the word "third."



38th. SEC. 14. Amend line 2 by inserting after the words "as required by this act" the following: "and when such statement shall be made, if the supervisor shall be satisfied of the incorrectness of any statement so made."

39th. SEC. 4. Amend line 4 by inserting after the word "exempt" the following: "except where otherwise provided by law."

40th. SEC. 12. Amend line 15 by inserting after the word "located," the following: "a statement of all real estate held by the bank and its value."

41st. SEC. 35. Amend by inserting in line 4 after the word "exempt," the following: "except such property as is named in the 5th, 6th, and 7th subdivisions of section 3."

But not having gone through therewith, have directed their chairmain to report that fact to the House and ask leave to sit again.

WILLIAM BALL, *Chairman*.

Report accepted.

The question being on concurring in the recommendation of the committee of the whole and their request for leave to sit again for further consideration of said bill,

The House concurred.

The above amendments were then referred to the Tax Commission.

By unanimous consent,

The following report was made

By the committee on ways and means:

The committee on ways and means, to whom was referred a resolution of the House, adopted February 24th, viz.:

Mr. J. E. White moved that the committee on ways and means be instructed to ascertain and adjust the mileage of the members for the present session and report the same to the House,

Respectfully report that they have had the same under consideration, and have directed me to report the same to the Clerk of the House, and recommend that mileage be allowed each member as appears by the first list accompanying this report;

And would also respectfully report and recommend that mileage be allowed the officers, clerks, and messengers of the House, as appears by the second list accompanying this report.

The following are the lists;

#### I.—MEMBERS.

|                  | Miles. |                  | Miles. |
|------------------|--------|------------------|--------|
| Mr. Alvord ..... | 172    | Mr. Carmer ..... | 2      |
| Austin .....     | 92     | Carpenter .....  | 200    |
| Ball .....       | 100    | Cobb .....       | 160    |
| Ballentine ..... | 206    | Cooper .....     | 72     |
| Baldwin .....    | 154    | Copley .....     | 186    |
| Barton .....     | 450    | Corbin .....     | 196    |
| Belden .....     | 100    | Outcheon .....   | 330    |
| Bennett .....    | 156    | Cottrell .....   | 172    |
| Bidelman .....   | 156    | Davenport .....  | 146    |
| Bishop .....     | 200    | Dewey .....      | 60     |
| Blood .....      | 312    | Diller .....     | 116    |
| Bloom .....      | 172    | Dundas .....     | 320    |
| Campbell .....   | 102    | Eakins .....     | 448    |
| Caruss .....     | 102    | Earle .....      | 152    |

|                     | Miles. |                       | Miles. |
|---------------------|--------|-----------------------|--------|
| Mr. Easton .....    | 128    | Mr. McIntyre .....    | 382    |
| Eaton .....         | 294    | Mulvey .....          | 1,332  |
| Eisenmann .....     | 280    | W. Nelson .....       | 210    |
| Edwards .....       | 284    | E. D. Nelson .....    | 1,278  |
| Estabrook .....     | 140    | Nichols .....         | 200    |
| Ewers .....         | 172    | North .....           | 1,440  |
| Fraser .....        | 468    | Oliver .....          | 186    |
| Fyfe .....          | 416    | Palmerlee .....       | 156    |
| Gale .....          | 200    | Parker .....          | 242    |
| Garfield .....      | 156    | Parsons .....         | 174    |
| Gibbs .....         | 60     | A. S. Partridge ..... | 118    |
| Gorman .....        | 136    | B. F. Partridge ..... | 174    |
| Goodman .....       | 232    | Perham .....          | 204    |
| Granger .....       | 206    | Pomroy .....          | 122    |
| Grant .....         | 222    | Prindle .....         | 152    |
| Hackett .....       | 270    | Remick .....          | 172    |
| Harford .....       | 220    | Robertson .....       | 84     |
| Hawkins .....       | 70     | Root .....            | 26     |
| Hitchcox .....      | 260    | Rose .....            | 24     |
| H. J. Hopkins ..... | 90     | Seymour .....         | 832    |
| Hill .....          | 154    | Stephenson .....      | 1,022  |
| G. H. Hopkins ..... | 172    | Turnbull .....        | 442    |
| Howard .....        | 264    | Van Loo .....         | 188    |
| Hubbard .....       | 172    | Ward .....            | 424    |
| King .....          | 176    | Waring .....          | 154    |
| Kinne .....         | 166    | J. E. White .....     | 380    |
| Klei .....          | 172    | J. H. White .....     | 240    |
| Knapp .....         | 140    | Wing .....            | 380    |
| La Du .....         | 142    | Wilkins .....         | 40     |
| Littell .....       | 184    | Willett .....         | 74     |
| Markham .....       | 228    | Woodruff .....        | 238    |
| Martin .....        | 222    | Wolcott .....         | 76     |
| Mercer .....        | 1,542  | Wyckoff .....         | 186    |
| Millard .....       | 294    | Yarrington .....      | 106    |
| Moffatt .....       | 396    | Young .....           | 162    |

## II.—OFFICERS.

|   | Miles. |
|---|--------|
| Chief clerk, D. L. Crossman .....                             | 28     |
| Journal clerk, L. M. Miller .....                             | 2      |
| Corresponding clerk, J. T. Page .....                         | 2      |
| Engrossing and enrolling clerk, W. W. Hannan .....            | 244    |
| Assistant engrossing and enrolling clerk, W. H. Marston ..... | 288    |
| Sergeant-at-Arms, W. K. Childs .....                          | 180    |
| First assistant Sergeant-at-Arms, S. B. Wicks .....           | 100    |
| Janitor, L. C. Rice .....                                     | 44     |
| Assistant janitor, Wm. H. Dunn .....                          | 354    |
| Assistant janitor, C. A. Lee .....                            | 180    |
| Assistant janitor, D. G. Crotty .....                         | 220    |
| Assistant janitor, Samuel Moore .....                         | 196    |
| Postmistress, Josephine Robinson .....                        | 312    |

|   | Miles. |
|---|--------|
| Assistant postmaster, Allen Shattock .....                          | 2      |
| Keeper of cloak room, Wm. Tomlinson .....                           | 176    |
| Speaker's messenger, U. Grant Race .....                            | 176    |
| Clerk's messenger, Bert. Woodhouse .....                            | 26     |
| Sergeant-at-Arms' messenger, Chas. E. Smith .....                   | 172    |
| Postmistress' messenger, George C. Robinson .....                   | 312    |
| Messenger, Theo. Chapin .....                                       | 154    |
| Messenger, Benj. Waller .....                                       | 130    |
| Messenger, Charles H. Alvord .....                                  | 172    |
| Messenger, Joseph E. Greusel .....                                  | 172    |
| Messenger, Fletcher Kendrick .....                                  | 170    |
| Messenger, Egbert VanBuren .....                                    | 152    |
| Messenger, Harry K. Read .....                                      | 194    |
| Messenger, A. W. Copley .....                                       | 187    |
| Messenger, Walter S. Root .....                                     | 26     |
| Journal clerk's messenger, Dan. Van Auker .....                     | 4      |
| Clerks of House Committees—   |        |
| E. G. Embler, clerk committees on judiciary and apportionment ..... | 90     |
| W. A. White, clerk committee on State affairs .....                 | 186    |
| Messenger E. J. Andrus .....  | 222    |

WM. BALL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ball,

The report of the committee was adopted.

By unanimous consent,

Mr. Littell, previous notice not having been given, introduced

House bill No. 9, entitled

A bill to amend section 6 of chapter 268 of the compiled laws of 1871, relative to the expenses and compensation of the members of the board of control of the State reform school.

The bill was read a first and second time by its title, and referred to the committee on the reform school.

By unanimous consent,

Mr. Harford, previous notice not having been given, introduced

House Bill No. 10, entitled

A bill to provide for the assessment and collection of taxes upon logs and lumber.

The bill was read a first and second time by its title, and referred to the Tax Commission.

On motion of Mr. Estabrook,

The rule requiring previous notice of the introduction of bills was suspended for the rest of this session, two-thirds of all the members present voting therefor.

Mr. Earle moved that the House do now take a recess until 7:30 o'clock this evening.

Pending which,

On motion of Mr. J. E. White,

The House adjourned.

*Lansing, Wednesday, March 1, 1882.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Badger.

Roll called: quorum present.

Absent without leave: Mr. Kinne.

On motion of Mr. King,

Leave of absence was granted to Mr. Kinne for the day.

PRESENTATION OF PETITIONS.

No. 92. By Mr. Ward: Petition of Worthy Putnam and 43 others, of Berrien Springs, Berrien county, in favor of the taxation of church property;

Referred to the committee of the whole.

No. 93. By Mr. Klei: Petition of Hon. Aug. C. Baldwin and 197 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 94. By Mr. Klei: Petition of Joseph Booth and 54 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 95. By Mr. Klei: Petition of L. H. Ives and 57 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 96. By Mr. Klei: Petition of Benjamin P. Mumford and 57 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 97. By Mr. Klei: Petition of Frank Rothenberg and 57 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 98. By Mr. Klei: Petition of Geo. F. Renand and 52 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 99. By Mr. Klei: Petition of E. Choep and 34 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 100. By Mr. Klei: Petition of W. R. Merwin and 57 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 101. By Mr. Klei: Petition of Leicester Piano Co. and 27 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 102. By Mr. Klei: Petition of L. L. Farnsworth and 32 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 103. By Mr. Klei: Petition of A. Ridley and 29 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 104. By Mr. Klei: Petition of Chas. Younghure and 56 others, of Detroit; same subject;

Referred to the committee of the whole;

No. 105. By Mr. Klei: Petition of W. K. Booth and 33 others, of Detroit; same subject;

Referred to the committee of the whole.

No. 106. By Mr. J. H. White: Petition of Peter Sanborn and 43 others, residents of Port Huron, St. Clair County; same subject;

Referred to the committee of the whole.

No. 107. By Mr. J. H. White: Petition of Wm. Jordan and 88 others, residents of St. Clair county; same subject;

Referred to the committee of the whole.

No. 108. By Mr. Oliver: Petition of Jerome Chapin and 58 others, residents of Kalamazoo county, same subject;

Referred to the committee of the whole.

No. 109. By Mr. Bidelman: Petition of Marceus Wright and 17 others, of Middleville, Barry county; same subject;

Referred to the committee of the whole.

No. 110. By Mr. Bidelman: Petition of Geo. Purdy and 53 others, of Yankee Springs, Barry county; same subject;

Referred to the committee of the whole.

No. 111. By Mr. Eaton: Petition of S. A. Dunwell and 83 others, of Wayland, Allegan county; same subject;

Referred to the committee of the whole.

No. 112. By Mr. Woodruff: Petition of John Fraser and 47 others, of Mt. Pleasant, Isabella county; same subject;

Referred to the committee of the whole.

No. 113. By Mr. Hawkins: Petition of A. Atwood and 41 others, of Brookfield, Eaton county; same subject;

Referred to the committee of the whole.

No. 114. By Mr. Hawkins: Petition of J. G. Estille and 154 others, of Brookfield, Eaton county; same subject;

Referred to the committee of the whole.

No. 115. By Mr. Austin: Petition of Chas. A. Holden and 95 others, of Burlington, Calhoun county; same subject;

Referred to the committee of the whole.

No. 116. By Mr. Austin: Petition of Thomas Knight and 86 others, of Calhoun county; same subject;

Referred to the committee of the whole.

No. 117. By Mr. Parker: Petition of John Mordhurst and 27 others, of Mt. Clemens, Macomb county; same subject;

Referred to the committee of the whole.

No. 118. By Mr. Parker: Petition of Jno. R. Briggs and 57 others, of Romeo, Macomb county; same subject;

Referred to the committee of the whole.

No. 119. By Mr. Wilkins: Petition of Addison Koon and 36 others, of Eaton county; same subject;

Referred to the committee of the whole.

No. 120. By Mr. Wilkins: Petition of Geo. O. Waid and 44 others, of Walton, Eaton county; same subject;

Referred to the committee of the whole.

No. 121. By Mr. LaDu: Remonstrance of C. M. Mark and 104 others, of Greenville, Montcalm county, against taxation of church property;

Referred to the committee of the whole.

No. 122. By Mr. Root: Petition of Perry Booker and 44 others, of Delhi, Ingham county; same subject;

Referred to the committee of the whole.

No. 123. By Mr. Root: Petition of S. H. McEwen and 22 others, of Mason, Ingham county; same subject;

Referred to the committee of the whole.

#### REPORTS OF STANDING COMMITTEES.

By the committee on local taxation:

The committee on local taxation, to whom was referred

Senate bill No. 12, entitled

A bill substituting new assessment rolls made by the supervisors of the townships of Forester and Evergreen, in the county of Sanilac, for the original assessment rolls of said townships for the year 1881, destroyed by fire,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. EARLE, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on fisheries:

The committee on fisheries, to whom was referred

Senate bill No. 8, entitled

A bill to incorporate the board of State fish commissioners;

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

LAWRENCE C. FYFE,

*Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the Tax Commission:

*To the House of Representatives:*

The Tax Commission, to whom were referred the amendments to tax bill No. 1, mentioned below, beg leave to report that they have had the same under consideration and recommend in relation thereto as follows, viz.:

*First.* The amendment reading as follows, viz.:

SEC. 3. Amend by adding to the end thereof a new subdivision to stand as subdivision 8 and read as follows: Personal property or so much thereof as shall be equal to the actual bona fide indebtedness of the person owning the same; *Provided*, That every person claiming such exemption shall subscribe to the following oath: "I do solemnly swear (or affirm) that I have indebtedness to the amount of my personal property (or if the indebtedness is less than his personal property then state such amount), and that no part of such indebtedness is conditional or fictitious,"

Is disapproved. Its effect would be to withdraw a very large proportion of personal property. It would open the way for the concealment of all classes of personal property and be the means of countless frauds.

*Second.* The following amendment, viz.:

SEC. 68. Amend by striking out of lines 10 and 11, the following: "*Provided*, That such deed shall not be executed until the purchaser shall pay all delinquent taxes on such lands returned to the office of the auditor general," is disapproved. In lieu thereof we recommend that the section be amended by adding thereto the following words: "after the first day of January, 1882."

*Third.* The following amendment, viz.:

SEC. 18. Amend by striking out the two first lines and inserting in lieu thereof the following:

"The township board shall appoint two suitable persons who shall be tax-paying electors in said township, to act with the supervisor as a board of review. Said township board shall make such appointment on or before the second Wednesday after the annual township meeting. The two electors so appointed, together with the supervisor, shall constitute a board of review for such township; a majority of said board shall constitute a quorum for the transaction of business, but a less number may adjourn,"

Is approved in principle. We would suggest the following in lieu of it, viz.:

"After the annual township meeting, and on or before the first Monday of May in each year, the township board shall appoint two suitable tax-paying electors of the township to serve as members of the board of review for that year, who shall take the constitutional oath of office. The supervisor and the two electors so appointed shall constitute the board of review for such township. The township board may fill any vacancy which shall occur in the membership of said board of review. A majority of said board of review shall constitute a quorum for the transaction of business, but a less number may adjourn."

The following amendments should then be made to make the bill correspond with the above changes, viz.: In section 20, line 2, strike out the words "the township clerk or," and insert in lieu thereof the word "any."

SEC. 100. In the 3d line strike out the word "which," and after the word "same" insert "The members of the board of review shall be paid at the same rate per day for each day actually and necessarily spent in attendance upon the board. The accounts for such services."

*Fourth.* The following amendment, viz.:

SEC. 15. Amend line 1 by striking out the word "fourth," and inserting in lieu thereof the word "third,"

Is approved.

*Fifth.* The following amendment, viz.:

SEC. 18. Amend line 1 by striking out the word "fourth," and inserting in lieu thereof the word "third,"

Is approved. There is an error in the number of the line referred to. It should be 4th instead of 1st line.

*Sixth.* The following amendment, viz.:

SEC. 19. Amend line 2 by striking out the word "fourth," and inserting in lieu thereof the word "third,"

Is approved. The amendment, however, should be made by striking out of the first and second lines the following words, viz.: "Monday next succeeding the."

*Seventh.* The following amendment, viz.:

SEC. 14. Amend line 2 by inserting after the words "As required by this act," the following: "And when such statement shall be made, if the supervisor shall be satisfied of the incorrectness of any statement so made,"

Is approved in principle, but we recommend the following as preferable:

Amend section 15, by inserting in the 13th line, after the word "In," the words "determining the property to be assessed and in."

*Eighth.* The following amendment, viz.:

SEC. 4. Amend line 4, by inserting after the word "exempt," the following: "except where otherwise provided by law,"

Is approved. The amendment should follow the word "taxation," in the same line. This is rendered necessary by the peculiar legislation relative to mining companies.

*Ninth.* The following amendment, viz.:

SEC. 12 Amend line 15 by inserting after the word "located" the following: "A statement of all real estate held by the bank and its value,"

Is approved.

*Tenth.* The following amendment, viz.:

SEC. 35. Amend by inserting in line 4 after the word "exempt" the following: "Except such property as is named in the 5th, 6th, and 7th subdivisions of section 3,"

Does not seem to us to be necessary, but we have no serious objection to it.

JOHN MOORE,

*Chairman Tax Commission.*

Report accepted.

The report was then referred to the committee of the whole.

#### COMMUNICATIONS FROM STATE OFFICERS.

The Speaker announced the following:

AUDITOR GENERAL'S OFFICE,  
Lansing, February 28, 1882. }

*Hon. S. C. Moffatt, Speaker of the House of Representatives:*

SIR,—I have the honor to acknowledge the receipt of the following:

"Resolved, That the Auditor General be requested to furnish this House with the total amount of money received by the State for interest, penalties, and office charges on taxes, and its disposition so far as the records of his office show."

By reason of merging the taxes, interest, and charges on delinquent lands into one total at the time of advertising, which total forms a new starting point or basis for subsequent interest, no accounts exist on the books of this office that enable me to give the information called for by the resolution.

Very respectfully,

W. IRVING LATIMER,

*Auditor General.*

The communication was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, February 28, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following concurrent resolution:



*Resolved*, (the Senate concurring), That as early as possible in this session a report shall be submitted by Senator John Strong, Representative Geo. H. Hopkins, and Reporter Joseph Greusel, who were appointed a special commission to visit Europe and report upon certain public institutions existing among the governments of the old world;

And to inform the House that the Senate has amended the same by providing that the commission shall report to this Legislature within twenty-four hours from this date;

In the adoption of which, as thus amended, the Senate has concurred.

Very respectfully,

EDWIN S. HOSKINS,

*Secretary of the Senate.*

The question being on concurring in the amendment made by the Senate to the concurrent resolution,

On motion of Mr. Ward,

The House concurred.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, February 28, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following joint resolution: House joint resolution No. 1, entitled

Joint resolution to ratify the action of the board of control of State swamp lands in letting contracts in the burnt district on State roads, and to authorize them to make any further contracts necessary;

In the passage of which joint resolution the Senate has concurred by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, has ordered the same to take immediate effect.

Very respectfully,

EDWIN S. HOSKINS,

*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, February 28, 1882. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 10, entitled,

A bill making an appropriation for the completion of buildings already erected, and for other improvements for the Michigan School for the Blind;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

EDWIN S. HOSKINS,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the committee on Michigan institution for the blind.

## MOTIONS AND RESOLUTIONS.

Mr. Earle offered the following resolution :

*Resolved*, That the committee having in charge the subject of relief of sufferers by fire in several counties of this State, be requested to take into consideration the advisability of furnishing such relief by way of loans to the proper municipalities for a term of years, either at a low rate of interest, or without interest, and report their views thereon to the House ;

Which was adopted.

Mr. Klei offered the following resolution :

*Resolved*, That the use of the hall of the House be and is hereby granted for this evening for the purpose of an address by S. B. McCracken on the subject of church taxation ;

Which was adopted.

## GENERAL ORDER.

On motion of Mr. Parsons,

The House went into committee of the whole on the general order,

Mr. Ball in the chair ;

After some time spent therein, the committee rose, and through their chairman made the following report :

The committee of the whole have had under consideration the following :

Bill No. 1, entitled,

A bill to provide for the assessment of property and the levy and collection of taxes thereon ;

Have made the following amendments thereto, and have directed their chairman to report the same back to the House, and recommend that they be printed at length in the journal and referred to the Tax Commission, in compliance with the act creating said commission :

42d. SEC. 47. Amend by adding at the end thereof the following :

The county treasurer shall give the township treasurer a statement of all the personal taxes which remain uncollected, taken from the return of the latter, with a warrant authorizing him or his successor to collect them according to law, and thereafter the township treasurer or his successor shall have the same power to collect such taxes as under his original warrant.

43d. SEC. 18. Amend line 13 by inserting after the first word "valuation" the following : "and wherever they believe that money or credits have been withheld or undervalued, they shall assess the same to the full extent."

44th. SEC. 13. Amend by striking out all of lines 4 and 5, after word "acres" and inserting the following : "and the number of acres improved and the number and kinds of buildings thereon."

45th. SEC. 56. Amend line 2 by striking out the word "or," and inserting after the word "neglect," the words "or be unable."

46th. SEC. 86. Amend line 8 by inserting before the word "business," the word "civil."

The committee having gone through with the entire bill and submitted the amendments enumerated in its reports, now ask to be discharged from the further consideration of the bill.

WILLIAM BALL,  
Chairman.

Report accepted and committee discharged.

The bill, together with the registered amendments, and the reports of the

Tax Commission thereon, was again referred to the committee of the whole, and placed on the general order.

GENERAL ORDER.

On motion of Mr. Turnbull,

The House went into committee of the whole, for the consideration of Bill No. 1, entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon,

Together with the various registered amendments made thereto and the several reports made by the Tax Commission thereon;

Whereupon,

The Speaker called Mr. Campbell to the chair;

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following enumerated amendments to

Bill No. 1, entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon;

1st. SEC. 4. Amend by striking out of lines 2 and 3 the words "the place where its principal office is situated shall be its residence for the purposes of taxation," and inserting the following in lieu thereof: "All property of private corporations shall be assessed in the township where the same shall be situated, except in cases where some other provision is made by law;"

Concerning which the Tax Commission had recommended as follows:

The proposed amendment to section 4 as follows: Striking out of lines two and three the words, "the place where its principal office is situated shall be its residence for the purpose of taxation," and inserting in lieu thereof "all property of private corporations shall be assessed in the townships where the same shall be situated, except in cases where some other provision is made by law," we think should not be made. It seems to us that it was made under a misapprehension of the effect of the words stricken out. The only purpose of the words is to designate a place as the residence of the corporation. The other clauses of the section provide that the property of the corporation shall be assessed by the same rules that apply to individuals. We see no reason why a different rule should be applied to corporations as to the place where property should be taxed than is applied to persons. For the purpose of guarding against the possibility of misunderstanding the section by the assessing officers, we recommend that the words in the third line reading "for the purposes of taxation" be stricken out, and between the words "be" and "its," in the same line, insert the word "deemed;" also in the first subdivision of section 11, in the fourth line, after the word "for," insert the words "manufacture or," and in the same line, after the word "shop" insert the words "mine, farm." With these changes we do not think there will be any embarrassment in assessing property;

Whereupon the committee of the whole receded from its amendment, and adopted the changes recommended by the Tax Commission.

2d. SEC. 7. Amend by inserting in line 1, after the word "deceased," the following: "Not being in the control of an executor or administrator,"

Concerning which the Tax Commission had reported as follows:

*Second.* The amendment proposed in section seven, viz.: By inserting after the word "deceased" in the first line the words, "not being in the control of an executor or administrator," we deem unnecessary. The words add nothing of value to the section;

Whereupon the committee of the whole adhered to its amendment.

3d. SEC. 13. Amend by inserting a new subdivision to stand as subdivision 14, and read as follows: "All logs and lumber and their value." The subsequent subdivisions to be re-numbered;

Which amendment was indorsed by the Tax Commission;

Whereupon the amendment was further amended by making the added words read as follows: "All logs, lumber, posts, and ties, and their value," in which form it was adopted by the committee of the whole.

4th. SEC. 15. Amend by inserting in line 15, before the word "property," the word "individual;"

Which was disapproved by the Tax Commission;

Whereupon the committee of the whole receded from its said amendment.

5th. SEC. 20. Amend by adding to the end thereof the following:

It shall be the duty of supervisors to add to the tax roll any real estate which he may find has been overlooked and not on the roll. Also to add to the tax roll any personal property that may be brought into his district, or township, or ward, from a foreign town, county, or State, at any time before Oct. 1 of each year, and not having been previously assessed;

Which was disapproved by the Tax Commission;

Whereupon the committee of the whole receded from its said amendment.

6th. SEC. 20. Amend by further adding to the end of the section the following:

*Provided further,* In any incorporated city the charter of which does not provide for a board of review, such board shall consist of the several supervisors or other officers making the assessment, the city attorney, and additional members to be appointed by the common council (who shall not be aldermen), equalizing the number of supervisors or assessing officers. The session of said board of review shall be held at the council room on the same days as designated for the meeting of the township board of review, and the proceedings thereof conducted as near as may be in the same manner. Said board shall elect a chairman and clerk who shall certify to the correctness of the several assessment rolls when completed, substantially as the form prescribed in section nineteen of the act. The appointed members of said board of review shall take the constitutional oath of office which shall be filled in the office of the city recorder or clerk;

Which the Tax Commission recommend be added to section 96 instead of section 20;

Whereupon the committee of the whole adopted the proviso, adding the same to section 96 instead of section 20.

7th. SEC. 3. Amend 4th subdivision by inserting after the word "grounds" the following: "and the rights of burial therein;"

Which was approved by the Tax Commission;

Whereupon the same was adopted by the committee of the whole.

8th. SEC. 24. Amend by striking out of lines 4 and 5 the following: "taxable property therein as equalized," and inserting in lieu thereof the following: "aggregate taxable property both real and personal therein, as determined by them;"

Concerning which the Tax Commission recommended as follows:

We recommend in lieu thereof to strike out the words "as equalized" in the fifth line and insert the words "real and personal as determined by them for that year."

We do not deem this change of any importance; we regard the language of the bill as sufficiently plain;

Whereupon the committee of the whole adopted the recommendation of the Tax Commission.

9th. SEC. 31. Amend by striking out of line 2 the word "Saturday," and inserting in lieu thereof the word "Friday;"

Which was approved by the Tax Commission;

Whereupon the same was adopted by the committee of the whole.

10th. SEC. 32. Amend by inserting in line 2, after the word "township," the following: "or the common council of any city;"

Which was approved by the Tax Commission.

Whereupon the same was adopted by the committee of the whole.

11th. SEC. 57. Amend last sentence of same so as to read as follows: "The court may decree such costs against a person contesting any tax as may be equitable, if the tax or any part thereof which remains unpaid is adjudged valid;"

Which was approved by the Tax Commission;

Whereupon the same was adopted by the committee of the whole.

12th. SEC. 62. Amend in line 4, by inserting after the word "making," the words "and entering;"

Which was approved by the Tax Commission;

Whereupon the same was adopted by the committee of the whole.

13th. SEC. 63. Amend by striking out of lines 28 and 28 the following: "All lands bid off in the name of the State shall continue liable to be taxed in the same manner as if they were not the property of the State;"

Which was disapproved by the Tax Commission;

Whereupon the committee of the whole receded from its said amendment.

14th. SEC. 68. Amend by adding to the end of the section the following:

For the year one thousand eight hundred and eighty-one and subsequent years, but whenever any lands shall be sold for taxes under any of the provisions of this act the purchaser thereof shall take and hold the same discharged from the lien of any such delinquent taxes assessed previous to said year 1881, and the Auditor General shall thereupon credit to the proper county an amount sufficient to cover any such taxes so discharged which may have been charged against such county previous to such sale;

Which was disapproved by the Tax Commission;

Whereupon the committee of the whole receded from its said amendment.

15th. *Resolved*. That it is the sense of the committee of the whole, that this is a proper time to take into consideration legislation for the purpose of disposing of the title of the State to the large amount of lands heretofore bid in by the State at tax sales; and for the purpose of bringing the matter properly before the Legislature at this time, the Tax Commission is hereby requested to submit a plan to accomplish that end, either by amendments to the general bill known as Bill No. 1, or by separate bills, as in its judgment the object can be best accomplished.

In compliance with which the Tax Commission has prepared, and at the the proper time will report a bill.

16th. SEC. 55. Amend by striking out the sentence commencing in line 11, as follows: "In such notice he shall also fix and name a time and some convenient place at the county seat when and where the lands described in said petition, and for which an order of sale shall be made, will be sold for the taxes, interest, and charges thereon as determined by such decree, which time shall not be less than ten days, nor more than sixty days, after the time named for the hearing of said petition," and inserting in lieu thereof the following: "In such notice he shall also state that on the second Monday of April next thereafter, the lands described in said petition, and for which an order of sale shall be made will be sold for the taxes, interest, and charges thereon, as determined by such decree, at some convenient place in said county, to be named in said notice;

Pending which,

The time fixed for sale was changed from the "second Monday of April" to the "first Monday of May;"

Which amendment as amended was approved by the Tax Commission;

Whereupon the same was adopted by the committee of the whole.

17th. SEC. 63. Amend by striking out of line 1 the words "on the day designated in the notice for the sale," and inserting in lieu thereof the following: "On the second Monday of April;"

Pending which,

The time fixed for sale was changed from the "second Monday of April" to the "first Monday of May;"

Which amendment as amended was approved by the Tax Commission;

Whereupon the same was adopted by the committee of the whole.

18th. SEC. 55. Amend by adding to end of section the following: "The circuit court in chancery shall have jurisdiction to hear, try, and determine the matters alleged in such petition, even though the amount involved therein be less than one hundred dollars;"

Which was approved by the Tax Commission;

Whereupon the same was adopted by the committee of the whole.

19th. SEC. 100. Amend by adding to end thereof the following: "*Provided*, That the city of Detroit shall be exempted from the provisions of the last clause of this section, and the common council shall have power to fix and determine the compensation of the city assessor thereof;"

Which was approved by the Tax Commission;

Whereupon the same was adopted by the committee of the whole.

20th. SEC. 100. Amend by adding thereto the further proviso: "*Provided further*, That the township of Kalamazoo shall also be exempted from the provisions of the first clause of this section, and the township board of said township shall have power to fix and determine the compensation of the supervisor of said township, but the amount paid for such services shall not exceed the sum of one thousand dollars per annum,"

Which was approved by the Tax Commission;

Whereupon the same was adopted by the committee of the whole.

21st. SEC. 99. Amend in line 1 by inserting after the word "officer" the following: "except assessing officers;"

Which was disapproved by the Tax Commission;

Whereupon the committee of the whole receded from its said amendment.

22d. *Resolved*, That it is the sense of the committee of the whole that a large amount of capital invested in logs and lumber escapes taxation by reason of

its being in transit at the season of the year when assessments are made, and thereby not within the knowledge of the supervisors in time to be included in the rolls. That, therefore, the Tax Commission be requested to either make such amendments in the general bill, or to prepare and report a special bill, whichever in their judgment will be best as to reach this particular class of property, to the end that it may no longer escape taxation;

In compliance with which the Tax Commission now has a bill under consideration.

23d. SEC. 11. Amend first subdivision, line 4, by inserting after the word "shop," the word "office;"

Which was approved by the Tax Commission;

Whereupon the same was adopted by the committee of the whole.

24th. SEC. 11. Amend the first subdivision so as to read as follows:

*First*, All goods and chattels situate in some township other than where the owner resides shall be assessed in the town where situate, and not elsewhere if the owner hires or occupies a store, mill, place for sale of property, shop, office, mines, farm, or warehouse therein, for manufacture or use in connection with said property.

Which was approved by the Tax Commission:

Whereupon the same was adopted by the committee of the whole.

25th. SEC. 79. Amend by inserting in line 6, after the word "county," the words "or town," and by inserting in line 7, after the word "county," the words "or town."

Which was approved by the Tax Commission;

Whereupon the same was adopted by the committee of the whole.

26th. SEC. 18. Amend by inserting in line 8, after the word "motion," the following: "or on sufficient cause being shown by any person."

Which was approved by the Tax Commission;

Whereupon the same was adopted by the committee of the whole.

27th. SEC. 19. Amend first sentence of same so as to read as follows:

SEC. 19. Said board of review shall also meet at the office of the supervisor on the Monday next succeeding the fourth Monday in May, at nine o'clock in the forenoon, and continue in session during that day and the two days following to complete the review of such assessment roll;

Concerning which the Tax Commission reported as follows:

The bill as it stands requires the board to be in session two entire days; this, in a majority of the towns, is sufficient. In some a longer time is required. The bill, therefore, provides that when the necessity exists the board may continue in session at its second meeting not exceeding five days in all. The amendment makes the time arbitrarily three days, whether they are necessary or not, and makes no provision for the board to continue for a longer time when necessary. We are clearly of the opinion that the amendment ought not to be made;

Whereupon the committee of the whole recessed from its said amendment.

28th. SEC. 11. Amend as follows: Insert at the end of the 4th clause, in Sec. 11, "Provided, that the assessing officer shall ascertain, if he can, the owner and the destination of all said logs in rollways or streams in his township, and if the destination be within this State, then the supervisor shall inform such supervisor through the county clerk in the county of destination such property liable to assessment, and such supervisor shall assess the same to such owner;"

Which was disapproved by the Tax Commission;

Whereupon the committee of the whole receded from its said amendment.

29th. SEC. 3. Amend third subdivision by striking out of lines 9 and 10 the words "incorporated under the laws;"

Which was approved by the Tax Commission;

Whereupon the same was adopted by the committee of the whole.

30th. SEC. 3. Amend fourth subdivision by adding to the end thereof the following: "Providing that tombs built within any burying grounds and kept for rent in whole or in part shall be assessed as personal property;"

Pending which,

The same was amended so as to read as follows:

"*Provided*, That tombs or vaults built within any burying grounds and kept for rent, in whole or in part, shall be assessed as personal property;"

Which was approved by the Tax Commission;

Whereupon the same was adopted by the committee of the whole.

31st. SEC. 13. Amend the third subdivision of same so as to read as follows:

"*Third*, All *bona fide* indebtedness owing by such person, giving an itemized statement in detail, and to whom owing, provided he desires to have the same deducted from his credits;"

Pending which,

The same was amended so as to read as follows:

"*Third*, All *bona fide* indebtedness owing by such person, giving an itemized statement in detail, and to whom owing, and the residence of such creditors, and the amount due each, provided he desires to have the same deducted from his credits;"

Which was approved by the Tax Commission;

Whereupon the same was adopted by the committee of the whole.

32d. SEC. 3. Amend by adding to the end thereof a new subdivision to stand as subdivision 8, and read as follows:

Personal property, or so much thereof as shall be equal to the actual *bona fide* indebtedness of the person owning the same; *Provided*, That every person claiming such exemption shall subscribe to the following oath: I do solemnly swear (or affirm) that I have indebtedness to the amount of my personal property (or, if the indebtedness is less than his personal property, then state such amount) and that no part of such indebtedness is conditional or fictitious;

Concerning which the Tax Commission reported as follows:

Its effect would be to withdraw a very large proportion of personal property. It would open the way for the concealment of all classes of personal property and be the means of countless frauds;

Whereupon the committee of the whole receded from its said amendment.

33d. SEC. 68. Amend by striking out of lines 10 and 11 the following:

"*Provided*, That such deed shall not be executed until the purchaser shall pay all delinquent taxes on such lands returned to the office of the auditor general;"

Concerning which the Tax Commission reported as follows:

In lieu thereof we recommend that the section be amended by adding thereto the following words, "after the first day of January, 1882;"

Whereupon the committee of the whole receded from its said amendment and adopted the recommendation of the Tax Commission relating thereto.

34th. SEC. 18. Amend by striking out the first two lines and inserting in lieu thereof the following: The township board shall appoint two suitable persons, who shall be tax payers and electors in said township, to act with the supervisor as a board of review. Said township board shall make such ap-



pointment on or before the second Wednesday after the annual township meeting. The two electors so appointed, together with the supervisor, shall constitute a board of review for such township. A majority of said board shall constitute a quorum for the transaction of business, but a less number may adjourn;

Concerning which the tax commission reported as follows:

Is approved in principle. We would suggest the following in lieu of it, viz: After the annual township meeting, and on or before the first Monday of May in each year, the township board shall appoint two suitable tax paying electors of the township to serve as members of the board of review for that year, who shall take the constitutional oath of office. The supervisor and two electors so appointed shall constitute the board of review for such township.

The township board may fill any vacancy which shall occur in the membership of said board of review. A majority of said board of review shall constitute a quorum for the transaction of business, but a less number may adjourn.

The following amendments should then be made to make the bill correspond with above changes, viz.: In section 20, line 2, strike out the words "the township clerk or," and insert in lieu thereof the word "any."

Whereupon the committee of the whole receded from its said amendment, and adopted the recommendation of the Tax Commission.

35th. SEC. 15. Amend line 1 by striking out the word "fourth," and inserting in lieu thereof the word "third;"

Which was approved by the Tax Commission;

Whereupon the same was adopted by the committee of the whole.

36th. SEC. 18. Amend line 4 by striking out the word "fourth," and inserting in lieu thereof the word "third;"

Which was approved by the Tax Commission;

Whereupon the same was adopted by the committee of the whole.

37th. SEC. 19. Amend line 2 by striking out the word "fourth," and inserting in lieu thereof the word "third;"

Concerning which the Tax Commission recommend as follows:

The amendment however, should be made by striking out of the first and second lines the following words, viz.: "Monday next succeeding the;"

Whereupon the recommendation of the Tax Commission was adopted by the committee of the whole.

38th. SEC. 14. Amend line 2 by inserting after the words "as required by this act" the following: "and when such statement shall be made, if the supervisor shall be satisfied of the incorrectness of any statement so made;"

Concerning which the Tax Commission recommend as follows:

Is approved in principle, but we recommend the following as preferable:

Amend Section 15, by inserting in the 13th line, after the word "in," the words "determining the property to be assessed and in;"

Whereupon the amendment and recommendation was recommitted to the Tax Commission to harmonize with other provisions.

39th. SEC. 4. Amend line 4 by inserting after the word "exempt" the following: "except where otherwise provided by law;"

Concerning which the Tax Commission recommend as follows:

The amendment should follow the word "taxation" in the same line. This is rendered necessary by the peculiar legislation relative to mining companies;

Whereupon the recommendation of the Tax Commission was adopted by the committee of the whole.

40th. SEC. 12. Amend line 15 by inserting after the word "located," the following: "a statement of all real estate held by the bank and its value;"

Which was approved by the Tax Commission;

Whereupon the same was adopted by the committee of the whole.

41st. SEC. 35. Amend by inserting in line 4 after the word "exempt," the following: "except such property as is named in the 5th, 6th, and 7th subdivisions of section 3;

Concerning which the Tax Commission say as follows:

It does not seem to us to be necessary, but we have no serious objections to it.

Whereupon the committee of the whole receded from its said amendment;

But not having taken into consideration all the amendments pending to the bill, the committee ask leave to sit again.

JAS. H. CAMPBELL, *Chairman*.

Report accepted.

The question being on granting the committee of the whole leave to sit again, Leave was granted.

#### QUESTION OF PRIVILEGE.

Mr. Ball rose to a question of privilege, stating that he had serious objections to an item found in the Detroit Post and Tribune of to-day, reading as follows:

"While Commissioner Hatch was speaking this afternoon Mr. Ball, of Livingston, who was in the chair, fell asleep. When Mr. Hatch had concluded, Mr. Parsons of Kalamazoo, rose and addressed the chair, but failed to attract his attention. After shouting three or four times the chair was finally aroused and was greeted with applause. The discussion is growing tedious and many members are growing weary."

To the first period, that "Mr. Ball fell asleep" I have this to say, that it is devoid of truth. The last part of the paragraph is very largely overdrawn.

On motion of Mr. Campbell,

The House took a recess until 2 o'clock P. M.

#### AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

By unanimous consent, the following report was made:

By the committee on ways and means:

The committee on ways and means would respectfully make the following supplemental report of the mileage due officers:

J. W. Kincaid, Assistant Janitor, in place of C. A. Lee, erroneously placed on the first report.

J. W. Kincaid..... 2 miles.

H. H. Clark, Messenger..... 200 miles.

And recommend that the supplemental report be adopted.

WM. BALL, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Ball,

The report was adopted.

By unanimous consent,

Mr. A. S. Partridge offered the following resolution :

*Resolved*, That the Tax Commission be requested to incorporate in the tax bill provision requiring sworn statements by taxpayers of their taxable property, with suitable exceptions in case of refusal, neglect, or inability to comply therewith ;

Mr. Earle moved that the resolution be laid on the table.

Mr. Copley demanded the yeas and nays.

The demand was seconded, and the motion to lay the resolution on the table did not prevail, by yeas and nays as follows :

#### YEAS.

|             |                |                |              |
|-------------|----------------|----------------|--------------|
| Mr. Austin, | Mr. Gale,      | Mr. W. Nelson, | Mr. Seymour, |
| Baldwin,    | Hawkins,       | North,         | Stevenson,   |
| Barton,     | H. J. Hopkins, | Oliver,        | VanLoo,      |
| Bidelman,   | Hubbard,       | Palmerlee,     | J. H. White, |
| Earle,      | LaDu,          | Prindle,       | Yarrington,  |
| Estabrook,  | Littell,       | Remick,        | Speaker,     |
| Ewers,      | Millard,       |                |              |

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#### NAYS.

|             |                |                  |              |
|-------------|----------------|------------------|--------------|
| Mr. Alvord, | Mr. Eakins,    | Mr. Howard,      | Mr. Perham,  |
| Ball,       | Easton,        | King,            | Pomroy,      |
| Belden,     | Eaton,         | Klei,            | Root,        |
| Bennett,    | Eisenmann,     | Knapp,           | Rose,        |
| Bishop,     | Edwards,       | Markham,         | Turnbull,    |
| Blood,      | Fraser,        | Martin,          | Ward,        |
| Bloom,      | Fyfe,          | Mercer,          | Waring,      |
| Campbell,   | Gibbs,         | Mulvey,          | J. E. White, |
| Caruss,     | Gorman,        | E. D. Nelson,    | Wing,        |
| Carmer,     | Grant,         | Nichols,         | Wilkins,     |
| Cooper,     | Harford,       | Parker,          | Willet,      |
| Copley,     | Hill,          | Parsons,         | Woodruff,    |
| Davenport,  | Hitchcox,      | A. S. Partridge, | Wolcott,     |
| Diller,     | G. H. Hopkins, | B. F. Partridge, | Young,       |
| Dundas,     |                |                  |              |

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The question being on the adoption of the resolution,

Mr. Gorman demanded the yeas and nays.

The demand was seconded, and pending the taking of the vote,

Mr. Campbell moved to amend the resolution so that the supervisor shall require a statement from the taxpayer whenever he deems it best, but that whenever he does require a statement it shall be made under oath ;

Which motion to amend was withdrawn.

The resolution was then adopted by yeas and nays, as follows :

#### YEAS.

|             |                |              |              |
|-------------|----------------|--------------|--------------|
| Mr. Alvord, | Mr. Davenport, | Mr. Harford, | Mr. Root,    |
| Ball,       | Dewey,         | Hitchcox,    | Rose,        |
| Belden,     | Diller,        | Howard,      | Turnbull,    |
| Bennett,    | Dundas,        | Klei,        | Ward,        |
| Bishop,     | Eakins,        | Knapp,       | Waring,      |
| Blood,      | Easton,        | Markham,     | J. E. White, |
| Bloom,      | Eisenmann,     | Martin,      | Wing,        |

|               |            |                   |              |
|---------------|------------|-------------------|--------------|
| Mr. Campbell, | Mr. Ewers, | Mr. E. D. Nelson, | Mr. Wilkins, |
| Caruss,       | Fraser,    | Parker,           | Willett,     |
| Carmer,       | Fyfe,      | A. S. Partridge,  | Woodruff,    |
| Cooper,       | Gibbs,     | B. F. Partridge,  | Wolcott,     |
| Copley,       | Gorman,    | Perham,           | Young,       |
| Cottrell,     | Grant,     | Pomroy,           |              |

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## NAYS.

|             |                |              |              |
|-------------|----------------|--------------|--------------|
| Mr. Austin, | Mr. Gale,      | Mr. Littell, | Mr. Prindle, |
| Baldwin,    | Granger,       | Mercer,      | Remick,      |
| Barton,     | Hawkins,       | Millard,     | Seymour,     |
| Bidelman,   | Hill,          | Mulvey,      | Stephenson,  |
| Cobb,       | H. J. Hopkins, | W. Nelson,   | Van Loo,     |
| Earle,      | G. H. Hopkins, | Nichols,     | J. H. White, |
| Eaton,      | Hubbard,       | North,       | Yarrington,  |
| Edwards,    | King,          | Oliver,      | Speaker,     |
| Estabrook,  | LaDu,          | Palmerlee,   |              |

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By unanimous consent,

Mr. Turnbull offered the following resolution :

*Resolved*, That the Tax Commission be requested to incorporate in tax bill a provision which will let the printing of the tax sales to the lowest bidder.

Mr. J. E. White moved that the resolution be referred to the committee on State affairs.

Mr. Turnbull demanded the yeas and nays.

The demand was seconded, and pending the taking of the vote,

The motion to refer was withdrawn.

The question being on the adoption of the resolution,

Mr. Carmer demanded the yeas and nays.

The demand was seconded, and the resolution was not adopted by yeas and nays as follows :

## YEAS.

|             |             |            |             |
|-------------|-------------|------------|-------------|
| Mr. Belden, | Mr. Gorman, | Mr. Knapp, | Mr. Parker, |
| Blood,      | Hackett,    | Littell,   | Turnbull,   |
| Carmer,     | Hubbard,    | Mulvey,    | Wolcott,    |
| Diller,     | King,       | North,     | Young,      |
| Eisenmann,  |             |            |             |

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## NAYS.

|             |            |                  |              |
|-------------|------------|------------------|--------------|
| Mr. Alvord, | Mr. Earle, | Mr. Howard,      | Mr. Remick,  |
| Austin,     | Easton,    | Klei,            | Robertson,   |
| Baldwin,    | Eaton,     | LaDu,            | Root,        |
| Barton,     | Edwards,   | Markham,         | Rose,        |
| Bennett,    | Estabrook, | Martin,          | Seymour,     |
| Bidelman,   | Fraser,    | Mercer,          | Van Loo,     |
| Bishop,     | Fyfe,      | Millard,         | Ward,        |
| Bloom,      | Gale,      | McIntyre,        | Waring,      |
| Campbell,   | Goodman,   | W. Nelson,       | J. E. White, |
| Cobb,       | Granger,   | E. D. Nelson,    | J. H. White, |
| Cooper,     | Grant,     | Nichols,         | Wing,        |
| Copley,     | Harford,   | Oliver,          | Wilkins,     |
| Cutcheon,   | Hawkins,   | Palmerlee,       | Willett,     |
| Cottrell,   | Hill,      | A. S. Partridge, | Woodruff,    |

|                |                |                      |              |
|----------------|----------------|----------------------|--------------|
| Mr. Davenport, | Mr. Hitchcock, | Mr. B. F. Partridge, | Mr. Wyckoff, |
| Dewey,         | G. H. Hopkins, | Pomroy,              | Yarrington,  |
| Dundas,        | H. J. Hopkins, | Prindle,             | Speaker,     |
| Eakins,        |                |                      |              |

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By unanimous consent, the House took up the order of

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 1, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following concurrent resolution:

WHEREAS, There has grown up in some of the territories of the Union a so-called system of religion, subversive of the fundamental principles of our republican form of government, destructive to the morals of the people and repugnant to the enlightened, moral sense of mankind; therefore,

*Resolved* (the Senate concurring), That it is the sense of this Legislature that this system, which is but a cloak under which the grossest crimes are committed, the most wholesome laws openly violated, and polygamy unblushingly practiced, while the perpetrators go unwhipped of justice, should be summarily dealt with, and this reproach to the civilization of the age, which no other civilized nation on the face of the globe would tolerate, completely wiped out;

*Resolved*, That our Senators and Representatives in Congress be and they are requested to use their influence to aid in passing the most vigorous laws looking toward the accomplishment of this end;

*Resolved*, That the Clerks of the House and Senate cause a copy of these resolutions to be sent to each of our Senators and Representatives in Congress.

And to inform the House that the Senate has adopted a substitute which reads as follows:

WHEREAS, The system of polygamy existing in certain sections of our country is degrading to the individuals and demoralizing to the communities adopting it, and is both repugnant to the Christian sentiments of the age and is a national disgrace; therefore

*Resolved* (the Senate concurring), That our Senators and Representatives in Congress be respectfully requested to use all reasonable and honorable means to procure congressional legislation which shall promptly and effectually extirpate such system from our midst;

*Resolved*, That the Governor be requested to forward copies of these resolutions to each of our Senators and Representatives in Congress.

In the adoption of which, as thus substituted, the Senate has concurred.

Very respectfully,

EDWIN S. HOSKINS,

*Secretary of the Senate.*

The question being on concurring in the substitute adopted by the Senate, The House concurred.

By unanimous consent,

The following report was made by the Tax Commission:

*To the House of Representatives:*

The Tax Commission to whom were referred the following amendments to

Tax Bill No. 1 beg leave to report that they have had the same under consideration, and report thereon as follows:

*First*, The following amendment, viz.:

SEC. 47. Amend by adding at the end thereof the following:

"The county treasurer shall give the township treasurer a statement of all the personal taxes which remain uncollected, taken from the return of the latter, with a warrant authorizing him or his successor to collect them according to law, and thereafter the township treasurer or his successor shall have the same power to collect such taxes as under his original warrant."

Is approved.

*Second*, The following amendment, viz.:

SEC. 18. Amend line 13 by inserting after the first word "valuation" the following: "and whenever they believe that money or credits have been withheld or undervalued, they shall assess the same to the full extent,"

Is disapproved. We think that the object of this amendment is already better expressed in the bill.

*Third*, The following amendment, viz.:

SEC. 13. Amend by striking out all of lines 4 and 5 after the word "acres," and inserting the following: "and the number of acres improved and the number and kinds of buildings thereon,"

Is approved.

*Fourth*, The following amendment, viz.:

SEC. 57. Amend line 8 by inserting before the word "business" the word "civil,"

Is disapproved. We think it might lead to confusion. Action upon the petition should be prompt, and so certain as to time that all may know when the same will be heard. Criminal business often occupies the attention of the court for weeks, even months at a time.

*Fifth*, The following amendment, viz.:

SEC. 56. Amend line 2 by striking out the word "or" and inserting after the word "neglect" the words "or be unable,"

Is approved.

*Sixth*. The following amendment, viz.:

SEC. 14. Amend line 2 by inserting after the words "as required by this act" the following: "And when such statement shall be made, if the supervisor shall be satisfied of the incorrectness of any statement so made,"

Is approved in principle; but we recommend that it be changed so as to read as follows, viz.: "Or if the supervisor shall be satisfied that any statement so made is incorrect."

As carrying out the same purpose, we recommend that section 15 be amended by inserting in the 13th line, after the word "in" the words "determining the property to be assessed and in."

*Seventh*. In compliance with the following resolution of the House, viz.:

*Resolved*, That it is the sense of the committee of the whole that this is a proper time to take into consideration legislation for the purpose of disposing of the title of the State to the large amount of lands heretofore bid in by the State at tax sales, and that for the purpose of bringing the matter properly before the Legislature at this time, the Tax Commission is hereby requested to submit a plan to accomplish that end, either by amendments to the general bill known as bill No. 1, or by separate bill, as in its judgment the object can be best accomplished,

We have prepared a bill which is herewith submitted.

*Eighth*, The bill entitled "A bill to provide for the assessment of taxes upon logs and lumber" is herewith returned to the House. We recommend that it do not pass. The general tax bill reported by us covers the same subject matter specified in section 1 of this bill. In the opinion of the Commission, if this bill should become a law, it would be productive of no good, but would lead to confusion. Its provisions are impracticable. We believe that if the supervisor performs his duty under the general tax bill before the House, all logs and lumber and the products made therefrom will be taxed.

Respectfully submitted.

JOHN MOORE, *Chairman*.

Report accepted.

The report was then referred to the committee of the whole.

The following bill reported by the Tax Commission, pursuant to resolution, viz.:

House bill No. 11, entitled

A bill to amend sections two and three of an act entitled "An act to provide for the sale of State tax lands," approved June 7, 1881, being act No. 229 of the Public Acts of 1881, and to add four new sections to said act to stand as sections 4, 5, 6, and 7;

Was read a first and second time by its title, ordered printed, referred to the committee of the whole, and placed on the general order.

The following bill, reported adversely by the Tax Commission, viz.:

House bill No. 10, entitled

A bill to provide for the assessment and collection of taxes upon logs and lumber;

Was laid on the table.

#### GENERAL ORDER.

On motion of Mr. G. H. Hopkins,

The House went into committee of the whole, for the further consideration of Bill No. 1, entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon;

Together with the various amendments made thereto and the several reports made by the Tax Commission thereon,

Mr. Campbell in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following enumerated amendments:

42d. SEC. 47. Amend by adding at the end thereof the following: "The county treasurer shall give the township treasurer a statement of all the personal taxes which remain uncollected, taken from the return of the latter, with a warrant authorizing him or his successor to collect them according to law, and thereafter the township treasurer or his successor shall have the same power to collect such taxes as under his original warrant;

Which was approved by the Tax Commission.

Wherefore the same was adopted by the committee of the whole.

43d. SEC. 18. Amend line 13 by inserting after the first word "valuation" the following, "and wherever they believe that money or credits have been withheld or undervalued, they shall assess the same to the full extent."

Concerning which the Tax Commission says:

Is disapproved. We think that the object of this amendment is already better expressed in the bill;

Whereupon the committee of the whole receded from its said amendment.

44th. Sec. 13. Amend by striking out all of lines 4 and 5 after words "acres," and inserting the following, "and the number of acres improved and the number and kinds of buildings thereon;"

Which was approved by the Tax Commission.

Whereupon the same was adopted by the committee of the whole.

45th. Sec. 56. Amend line 2 by striking out the word "or," and inserting after the word "neglect" the words "or be unable;"

Which was approved by the Tax Commission;

Whereupon the same was adopted by the committee of the whole.

46th. Sec. 86. Amend line 8 by inserting before the word "business" the word "civil;"

Concerning which the Tax Commission say:

Is disapproved. We think it might lead to confusion. Action upon the petition should be prompt and so certain as to time that all may know when the same will be heard. Criminal business often occupies the attention of the court for weeks, even months at a time;

Whereupon the committee of the whole receded from its said amendment.

47th. This embraces the 38th amendment as heretofore shown, which was recommitted to the Tax Commission, which amendment is as follows:

Sec. 14. Amend line 2 by inserting after the words "as required by this act" the following: "and when such statement shall be made, if the supervisor shall be satisfied of the incorrectness of any statement so made."

Concerning which the Tax Commission says

Is approved in principle; but we recommend that it be changed so as to read as follows, viz.: "Or, if the supervisor shall be satisfied that any statement so made is incorrect" as carrying out the same purpose. We recommend that section 15 be amended by inserting in the 13th line, after the word "in," the words "determining the property to be assessed and in;"

Whereupon the committee of the whole receded from its said amendment and adopted the recommendation of the Tax Commission.

This completing the entire list of amendments pending to the bill, the committee directed their chairman to report that fact to the House and ask to be discharged from the further consideration of the subject.

JAS. H. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

Mr. Littell moved that the sections of the bill amended be ordered reprinted and the bill placed on the order of third reading;

Which motion prevailed.

On motion of Mr. Ball,

The House adjourned.



*Lansing, Thursday, March 2, 1882.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Franklin.

Roll called: quorum present.

PRESENTATION OF PETITIONS.

No. 124. By Mr. Remick: Preamble and resolution of the Michigan Unitarian conference in favor of the taxation of church property.

On demand of Mr. Remick,

The preamble and resolutions were read at length, and spread at large on the journal, as follows:

Preamble and resolutions adopted by the Michigan Unitarian conference, Oct. 10, 1878:

WHEREAS, The fundamental principle of this government is the absolute separation of church and state; and

WHEREAS, The exemption of church property from taxation is an infringement of this principle; and

WHEREAS, The further exemption of churches will be detrimental to both church and state; therefore

*Resolved*, That this conference earnestly protests against the injustice which compels the indirect taxation of many citizens to support forms of worship in which they do not believe, and which demoralizes the ethical standards of the churches themselves, making them dependent upon the State rather than independent factors of the State;

*Resolved*, That a copy of this protest be published in the State papers, and that a certified copy be forwarded to the next session of the Michigan Legislature by the secretary of the conference.

True copy.

[Attest.]

T. B. FORBUSH, *Secretary*.

Referred to the committee of the whole.

No. 125. By Mr. Harford: Petition of Benj. Whitney and 107 others, of Casnovia, Muskegon county, in favor of the taxation of church property;

Referred to the committee of the whole.

No. 126. By Mr. Harford: Petition of Jacob Arnold and 38 others, of Muskegon, Muskegon county; same subject;

Referred to the committee of the whole.

No. 127. By Mr. J. H. White: Petition of Wm. T. Jenkinson and 25 others, of Port Huron, St. Clair county; same subject;

Referred to the committee of the whole.

No. 128. By Mr. Eaton: Petition of E. Hart and 86 others, of Plainwell, Allegan county; same subject;

Referred to the committee of the whole.

No. 129. By Mr. La Du: Petition of Jacob Wilbur and 12 others, of Montcalm county, same subject;

Referred to the committee of the whole.

No. 130, by Mr. Bennett: Remonstrance of C. V. R. Pond, J. H. Jones and

46 others, taxpayers of Quincy, Branch county, against the taxation of church property.

On demand of Mr. Bennett,

The remonstrance was read at length, and spread at large on the journal, as follows:

*Quincy, Mich., March 1, 1882.*

To HON. JOHN H. BENNETT, *Representative of the first district, county of Branch, in the Michigan Legislature:*

SIR,—The undersigned, residents of Quincy, Branch county, respectfully urge you to use your best efforts in the staying of the passage of any measure by the Legislature now in special session, having for its object the placing of a tax upon church property. As citizens paying taxes in the State, we urge this upon you.

Referred to committee of the whole.

No. 131. By Mr. Caruss: Petition of Joseph Saunders and 42 others, of Bath, Clinton county; same subject;

Referred to the committee of the whole.

No. 132. By Mr. Martin: Petition of Joseph Sayles and 37 others, of Osceola county; same subject;

Referred to the committee of the whole.

#### REPORTS OF STANDING COMMITTEES.

By the Tax Commission:

*To the Honorable the House of Representatives of the State of Michigan:*

The Tax Commission beg leave to report that they have had under consideration the following resolution, viz.:

*Resolved*, That the Tax Commission be requested to incorporate in the tax bill provisions requiring sworn statements by the taxpayers of their taxable property, with suitable exceptions, in case of refusal, neglect, or inability to comply therewith.

This resolution is general in its terms and points out no detail. An oath is to be required, with suitable exceptions.

The views of the Commission on this subject are fully understood by the House. They are embodied in the bill submitted by them and in their report accompanying the same.

We have spoken frankly before the House. We have given you the best means that we can devise according to our judgment to accomplish what all desire—the uniform taxation of all the taxable property of the State.

Here our responsibility ends. In compliance with your resolution we simply perform clerical labor and assume no responsibility.

We report herewith an amendment to section 13 of the bill. If this amendment is added every statement provided for by the bill as it now stands will be required to be made under oath. It will arm the supervisor with authority to demand an oath of the taxpayer, but provides no penalty in case of refusal to take the oath. If the House desires to go beyond this and provide machinery that will have at least the appearance of completeness, the amendment to section 13 can be made, and the amendment to section 106 herewith submitted may tend in that direction. It provides a penalty by fine or imprisonment for neglect or refusal to make the statement of taxable property under oath pro-

vided for in first amendment herewith reported. We need not repeat that we do not recommend either of these amendments.

All of which is respectfully submitted,

*Dated March 2, 1882.*

JOHN MOORE,  
*Chairman Commission.*

Report accepted.

The following are the amendments reported by the Tax Commission :

No. 1. Add to section thirteen :

There shall be annexed to such statement an oath, made by the person signing it, and in the following form :

I, ———, of ———, do solemnly swear (or affirm) that the above is a full, true, and correct list and description of all my property taxable in the town of ———, both real and personal, and of all property which should be set down in such statement ; that I have set down only such debts as I am unconditionally bound to pay, to the amount of the deduction claimed ; that I have not conveyed any property or estate in any manner, or created any fictitious debt for the purpose of evading the provisions of law or affecting the value or amount of my taxable estate. So help me God.

No. 2. Amend section 106 by adding at the end thereof the following words :

If any person shall willfully refuse or neglect to make the statement of his taxable property, as required in section 13 of this act, he shall be deemed guilty of a misdemeanor, and on conviction thereof shall be punished by imprisonment in the county jail for a term not exceeding one year, or by a fine not exceeding three hundred dollars, at the discretion of the court.

Mr. Copley moved that the report and amendments be laid on the table ;

Which motion did not prevail.

The report and amendments were then referred to the committee of the whole.

By the committee on reform school :

The committee on reform school, to whom was referred

House bill No. 9, entitled

A bill to amend section 6 of chapter 268 of the compiled laws of 1871, relative to the expenses and compensation of the members of the board of control of the State reform school,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

L. M. WARD,  
*Chairman.*

Report accepted and committee discharged.

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

By the committee on State school for the blind :

The committee on State school for the blind, to whom was referred

Senate bill No. 10, entitled

A bill making certain appropriations for the Michigan school for the blind,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and

that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

O. E. M. CUTCHEON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Cutcheon,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Cutcheon,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |                |                  |                      |
|-------------|----------------|------------------|----------------------|
| Mr. Alvord, | Mr. Dundas,    | Mr. Howard,      | Mr. B. F. Partridge, |
| Austin,     | Eakins,        | Hubbard,         | Perham,              |
| Ball,       | Earle,         | King,            | Pomroy,              |
| Ballentine, | Easton,        | Kinne,           | Prindle,             |
| Baldwin,    | Eaton,         | Klei,            | Remick,              |
| Barton,     | Eisenmann,     | Knapp,           | Robertson,           |
| Belden,     | Edwards,       | La Du,           | Rose,                |
| Bennett,    | Estabrook,     | Littell,         | Seymour,             |
| Bidelman,   | Ewers,         | Markham,         | Van Loo,             |
| Bishop,     | Fyfe,          | Martin,          | Ward,                |
| Blood,      | Gibbs,         | Mercer,          | Waring,              |
| Campbell,   | Gorman,        | Millard,         | J. E. White,         |
| Caruss,     | Goodman,       | Mulvey,          | J. H. White,         |
| Carmier,    | Grant,         | W. Nelson,       | Wing,                |
| Cooper,     | Hackett,       | E. D. Nelson,    | Wilkins,             |
| Copley,     | Harford,       | Nichols,         | Willetts,            |
| Corbin,     | Hawkins,       | North,           | Woodruff,            |
| Cutcheon,   | Hill,          | Oliver,          | Wyckoff,             |
| Cottrell,   | Hitchcox,      | Palmerlee,       | Yarrington,          |
| Davenport,  | H. J. Hopkins, | Parsons,         | Young,               |
| Dewey,      | G. H. Hopkins, | A. S. Partridge, | Speaker, 84          |

#### NAYS.

0

Title agreed to.

On motion of Mr. Cutcheon,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE, {  
Lansing, March 1, 1882. }

*To the Senate and House of Representatives:*

During the last session, an investigation of the conduct and management of the State house of correction and reformatory at Ionia, was made by a joint committee representing both Houses of the Legislature.

As a result of this investigation the House, on the 7th day of June, advised a change of the warden and of the board of managers.

The Senate advised the same action so far as it related to the warden.

Thereupon, John J. Grafton, warden, and Hampton Rich, one of the managers, resigned their respective offices.

The other managers omitted to resign after being requested so to do: Thereupon, in compliance with your advice and in deference thereto, under the power vested in the Governor in section 4, act number 176, laws of 1877, I removed Thomas F. Moore and Westbrook Divine from the said board of managers.

DAVID H. JEROME.

The message was laid on the table.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 1, 1882. }

*To the Speaker of the House of Representatives:*

SIR—I am instructed by the Senate to transmit the following bill:

Senate bill No. 9, entitled

A bill making an appropriation for the relief of sufferers by the great fires of 1881, in several counties of this State;

Which has passed the Senate by a two-thirds vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the joint committee on relief for fire sufferers.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 1, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 7, entitled

A bill appropriating money for the purpose of constructing workshops at the State house of correction and reformatory at Ionia.

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and, pending its reference,

On motion of Mr. Willett,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |                |                    |                      |
|-------------|----------------|--------------------|----------------------|
| Mr. Alvord, | Mr. Diller,    | Mr. G. H. Hopkins, | Mr. A. S. Partridge, |
| Austin,     | Dundas,        | Howard,            | B. F. Partridge,     |
| Ball,       | Earle,         | Hubbard,           | Perham,              |
| Ballentine, | Easton,        | King,              | Pomroy,              |
| Baldwin,    | Eaton,         | Kinne,             | Prindle,             |
| Barton,     | Eisenmann,     | Klei,              | Remick,              |
| Belden,     | Edwards,       | Knapp,             | Robertson,           |
| Bennett,    | Ewers,         | LaDu,              | Ward,                |
| Bishop,     | Fraser,        | Littell,           | Waring,              |
| Blood,      | Fyfe,          | Martin,            | J. E. White,         |
| Campbell,   | Gibbs,         | Mercer,            | J. H. White,         |
| Caruss,     | Gorman,        | Millard,           | Wing,                |
| Carmer,     | Goodman,       | Mulvey,            | Wilkins,             |
| Cobb,       | Granger,       | W. Nelson,         | Willet,              |
| Cooper,     | Grant,         | E. D. Nelson,      | Woodruff,            |
| Copley,     | Hackett,       | Nichols,           | Wolcott,             |
| Corbin,     | Harford,       | North,             | Wyckoff,             |
| Cutcheon,   | Hawkins,       | Oliver,            | Yarrington,          |
| Cottrell,   | Hill,          | Palmerlee,         | Young,               |
| Davenport,  | Hitchcox,      | Parker,            | Speaker,             |
| Dewey,      | H. J. Hopkins, |                    |                      |

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## NAYS.

0

Title agreed to.

On motion of Mr. Willett,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

## INTRODUCTION OF BILLS.

Mr. Ward, leave having been granted, introduced, as chairman of the committee on the reform school,

House Bill No. 12, entitled

A bill making an appropriation for rebuilding the north wing of the main building of the reform school, for the building of two new cottages, and for remodeling and extending the steam heating apparatus for said institution.

On motion of Mr. Ward,

The bill was ordered printed, referred to the committee of the whole, and placed on the general order.

## THIRD READING OF BILLS.

Bill No. 1, entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon;

Pending the third reading thereof,

On motion of Mr. J. H. White,

The bill was laid on the table pending its reprinting.

## MOTIONS AND RESOLUTIONS.

Mr Harford moved to take from the table

House Bill No. 10, entitled

A bill to provide for the assessment and collection of taxes upon logs and lumber;

Pending which,  
Mr. J. H. White moved to indefinitely postpone the further consideration of the bill;

Which motion did not prevail.

The motion to take from the table then prevailed.

On motion of Mr. Harford,

The bill was recommitted to the Tax Commission.

#### GENERAL ORDER.

On motion of Mr. Hitchcox,

The House went into committee of the whole on the general order;

Whereupon,

The Speaker called Mr. G. H. Hopkins to the chair;

After sometime spent therein the committee rose and through their chairman made the following report:

The committee of the whole have had under consideration the following:

1. The report of the Tax Commission and the accompanying amendments submitted this forenoon under the order of "Reports of standing committees."

And have directed their chairman to report the same back to the House with the recommendation that they be laid on the table.

The committee of the whole have also had under consideration the following:

2. Bill No. 2, entitled

A bill to repeal section 2527 of the compiled laws of 1871, being section 26 of an act approved March 5, 1867, entitled "An act to provide for the formation of street railway companies."

But not having gone through therewith, have directed their chairman to report that fact to the House and ask leave to sit again.

G. H. HOPKINS, *Chairman.*

Report accepted.

The question being on concurring in the recommendation made by the committee of the whole as to the reports and amendments submitted by the Tax Commission,

The House concurred, and the report and amendments were laid on the table.

The question being on granting the committee of the whole leave to sit again,

Leave was granted.

On motion of Mr. Wilkins,

The House took a recess until 2 o'clock P. M.

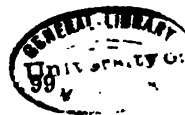
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#### AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.



1882.]

HOUSE OF REPRESENTATIVES.

On motion of Mr. Estabrook,

The rules were suspended, two-thirds of all the members present voting therefor, to allow him to make a motion.

Whereupon,

Mr. Estabrook moved to discharge the committee of the whole from the further consideration of

Bill No. 2, entitled

A bill to repeal section 2527 of the compiled laws of 1871, being section 26 of an act approved March 5, 1867, entitled "An act to provide for the formation of street railway companies."

Which motion prevailed.

On motion of Mr. Estabrook,

The bill was placed on the order of third reading of bills.

On motion of Mr. Wing leave of absence was granted to Mr. Stephenson until 4 o'clock this afternoon.

By unanimous consent the following report was made:

By the committee on the eastern asylum for the insane:

The committee on eastern asylum for the insane have, in accordance with the recommendation of the Governor in his message at the opening of this special session of the Legislature, for an appropriation to farther equip the medical staff, visited said institution, and upon investigation found said appropriation will not be required until about the time of the opening of the next regular session of the Legislature, therefore do not recommend any appropriation at this time. The mileage and hotel expenses of said committee, four in number, amount to \$22.20 each. All of which is respectfully submitted, and in which the concurrence of the House is respectfully asked.

O. W. PRINDLE,

*Acting Chairman for Committee on Eastern Asylum for Insane.*

Report accepted and committee discharged.

On motion of Mr. Prindle,

The report was adopted.

By unanimous consent,

Mr. J. E. White moved to take from the table

Bill No. 1, entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon;

Which motion prevailed.

The question being on the passage of the bill,

The same was read a third time, and pending the taking of the vote thereon,

Mr. Copley moved that the bill be laid on the table;

Which motion did not prevail.

The question being on the passage of the bill,

Mr. Copley moved to amend section 12 of the same as follows:

1. By striking out of line 3, the word "may" and inserting in lieu thereof the word "shall;"

2. By inserting in line 5, after the word "signed," the words "and sworn or affirmed to;"

3. By adding the following proviso at the end of the section: "Provided, That if any person shall neglect or refuse to make the statement required in the first part of this section, or in case any person owning any taxable prop-



erty in this State, or any money loaned in this State, shall be absent from the township or cannot be found therein by the supervisor of such township, during the time the assessment roll is required by law to be made, leaving no agent known to such supervisor to make the required statement, such supervisor is hereby authorized to set down and assess to such person any amount of personal property he may deem just and proper, subject to reduction on review, upon oath of the party in interest, his agent or attorney."

Mr. Copley demanded the yeas and nays.

The demand was seconded, and pending the taking of the vote,

Mr. Campbell demanded a division of the question as to the first amendment.

The question being on the first amendment,

Mr. Carmer moved that the rule be suspended requiring a vote of two-thirds of all the members elect to amend a bill after its consideration in committee of the whole;

Which motion did not prevail, two-thirds of all the members present not voting therefor.

The first amendment was then not agreed to, two-thirds of all the members elect not voting therefor, by yeas and nays as follows:

#### YEAS.

|             |               |                  |              |
|-------------|---------------|------------------|--------------|
| Mr. Alvord, | Mr. Cutcheon, | Mr. Hackett,     | Mr. Rose,    |
| Ball,       | Diller,       | Hitchcox,        | Turnbull,    |
| Ballentine, | Dundas,       | Klei,            | Ward,        |
| Belden,     | Easton,       | Littell,         | Waring,      |
| Bennett,    | Eisenmann,    | Markham,         | J. E. White, |
| Bishop,     | Ewers,        | Martin,          | Wing,        |
| Blood,      | Fraser,       | E. D. Nelson,    | Willett,     |
| Bloom,      | Fyfe,         | Parker,          | Woodruff,    |
| Caruss,     | Gibbs,        | A. S. Partridge, | Wolcott,     |
| Carmer,     | Gorman,       | B. F. Partridge, | Wyckoff,     |
| Cooper,     | Goodman,      | Pomroy,          | Young,       |
| Copley,     | Grant,        | Root,            |              |

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#### NAYS.

|             |                |              |              |
|-------------|----------------|--------------|--------------|
| Mr. Austin, | Mr. Earle,     | Mr. Hubbard, | Mr. Oliver,  |
| Baldwin,    | Eaton,         | King,        | Palmerlee,   |
| Barton,     | Edwards,       | Kinne,       | Parsons,     |
| Bidelman    | Estabrook,     | Knapp,       | Robertson,   |
| Campbell,   | Gale,          | LaDu,        | Stephenson,  |
| Cobb,       | Granger,       | Mercer,      | Van Loo,     |
| Corbin,     | Harford,       | McIntyre,    | J. H. White, |
| Cottrell,   | Hawkins,       | Mulvey,      | Wilkins,     |
| Davenport,  | Hill,          | W. Nelson,   | Yarrington,  |
| Dewey,      | H. J. Hopkins, | Nichols,     | Speaker,     |
| Eakins,     | G. H. Hopkins, | North,       |              |

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The question being on the second and third amendments,

Mr. Gorman demanded the yeas and nays.

The demand was seconded, and the second and third amendments were not agreed to, two-thirds of all the members elect not voting therefor, by yeas and nays, as follows:

## YEAS.

|             |             |                  |             |
|-------------|-------------|------------------|-------------|
| Mr. Alvord, | Mr. Cooper, | Mr. Gorman,      | Mr. Pomroy, |
| Austin,     | Copley,     | Goodman,         | Root,       |
| Ball,       | Cutcheon,   | Grant,           | Rose,       |
| Ballentine, | Diller,     | Hackett,         | Ward,       |
| Belden,     | Dundas,     | Hitchcox,        | Waring,     |
| Bennett,    | Easton,     | Klei,            | Wing,       |
| Bishop,     | Eaton,      | Markham,         | Willett,    |
| Blood,      | Eisenmann,  | E. D. Nelson,    | Woodruff,   |
| Bloom,      | Fraser,     | Parker,          | Wolcott,    |
| Campbell,   | Fyfe,       | A. S. Partridge, | Wyckoff,    |
| Caruss,     | Gibbs,      | B.F. Partridge,  | Young,      |
| Carmer,     |             |                  |             |

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## NAYS.

|              |                |            |              |
|--------------|----------------|------------|--------------|
| Mr. Baldwin, | Mr. Ewers,     | Mr. LaDu,  | Mr. Parsons, |
| Barton,      | Gale,          | Littell,   | Prindle,     |
| Bidelman,    | Granger,       | Mercer,    | Remick,      |
| Cobb,        | Hawkins,       | Millard,   | Robertson,   |
| Corbin,      | Hill,          | McIntyre,  | Stephenson,  |
| Cottrell,    | H. J. Hopkins, | Mulvey,    | VanLoo,      |
| Davenport,   | G. H. Hopkins, | W. Nelson, | J. E. White, |
| Dewey,       | Hubbard,       | Nichols,   | J. H. White, |
| Eakins,      | King,          | North,     | Wilkins,     |
| Earle,       | Kinne,         | Oliver,    | Yarrington,  |
| Edwards,     | Knapp,         | Palmerlee, | Speaker,     |
| Estabrook,   |                |            |              |

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The question being on the passage of the bill,

Mr. Diller moved that the bill be recommitted to the committee of the whole.

After some discussion,

Mr. Gorham demanded the previous question.

The demand was seconded.

The question being shall the main question be now put,

The same was ordered.

The motion to recommit then did not prevail.

The question being on the passage of the bill,

The same was then passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

## YEAS.

|             |             |            |             |
|-------------|-------------|------------|-------------|
| Mr. Alvord, | Mr. Eakins, | Mr. Kinne, | Mr. Pomroy, |
| Austin,     | Earle,      | Klei,      | Prindle,    |
| Ball,       | Easton,     | Knapp,     | Remick,     |
| Ballentine, | Eaton,      | LaDu,      | Robertson,  |
| Baldwin,    | Edwards,    | Littell,   | Root,       |
| Barton,     | Estabrook,  | Markham,   | Rose,       |
| Belden,     | Ewers,      | Martin,    | Seymour,    |
| Bennett,    | Fraser,     | Mercer,    | Stephenson, |
| Bidelman,   | Fyfe,       | Millard,   | VanLoo,     |
| Campbell,   | Gale,       | McIntyre,  | Ward,       |
| Caruss,     | Granger,    | Mulvey,    | Waring,     |

|             |                |                  |                  |
|-------------|----------------|------------------|------------------|
| Mr. Carmer, | Mr. Grant,     | Mr. W. Nelson,   | Mr. J. E. White, |
| Cobb,       | Harford,       | E. D. Nelson,    | J. H. White,     |
| Cooper,     | Hill,          | Nichols,         | Wing,            |
| Corbin,     | Hitchcox,      | North,           | Wilkins,         |
| Cutcheon,   | H. J. Hopkins, | Oliver,          | Woodruff,        |
| Cottrell,   | G. H. Hopkins, | Palmerlee,       | Wyckoff,         |
| Davenport,  | Howard,        | Parsons,         | Yarrington,      |
| Dewey,      | Hubbard,       | A. S. Partridge, | Young,           |
| Dundas,     | King,          | B. F. Partridge, | Speaker, 80      |

## NAYS.

|             |             |              |               |
|-------------|-------------|--------------|---------------|
| Mr. Bishop, | Mr. Diller, | Mr. Goodman, | Mr. Turnbull, |
| Blood,      | Eisenmann,  | Hackett,     | Willett,      |
| Bloom,      | Gibbs,      | Hawkins,     | Wolcott,      |
| Copley,     | Gorman,     | Parker,      | 15            |

Title agreed to.

On motion of Mr. Estabrook,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Bloom moved that the House now take a recess until 3:55 o'clock this afternoon,

Which motion did not prevail.

Mr. Estabrook moved that the following bill be put upon its its immediate passage, viz.:

Bill No. 2, entitled

A bill to repeal section 2527 of the compiled laws of 1871, being section 26 of an act approved March 5, 1867, entitled "An act to provide for the formation of street railway companies;"

Which motion prevailed.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Earle moved to amend the bill by attaching to the end of the bill the following:

"Each and every railway company formed under this act shall be assessed and pay taxes upon the property of said company in the different townships, wards, and other taxing districts in which its road is situated, and taxes shall be levied and collected on said property in such different townships, wards, and other taxing districts, in the same manner as taxes are assessed and collected upon the property of individuals in such townships, wards or taxing districts;"

Which motion did not prevail, two-thirds of the members elect not voting therefor.

On motion of Mr. Earle,

The rule requiring a vote of two-thirds of all the members to amend a bill after its consideration in the committee of the whole, was suspended, two-thirds of all the members present voting therefor.

Whereupon,

Mr. Earle moved to reconsider the vote, whereby the House refused to amend the bill as above stated;

Which motion prevailed.

The question being upon said motion to amend, pending the taking of the vote thereon,

On motion of Mr. Earle,

The bill was laid on the table, and the amendment was referred to the Tax Commission.

On motion of Mr. Wilkins,

The House took a recess until 3:55 o'clock this afternoon.

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AFTER RECESS.

3:55 o'clock, P. M.

The House met and was called to order by the Speaker,

Roll called: quorum present.

The Speaker announced that the hour of 4 o'clock had arrived, which was the time fixed for the

SPECIAL ORDER,

Being the report of the select committee appointed to draft resolutions of respect to the memory of the late Hon. Frank Kendrick, deceased, member from the second district of Lapeer county.

The committee then reported as follows:

MR. SPEAKER,—The committee appointed to draft resolutions on the death of our late associate, Representative Frank Kendrick, have performed the work assigned them. We should have been glad had the responsibility placed upon us fallen upon others more competent and to have expressed in well chosen words your sense of regard for and appreciation of the loss sustained in the premature death of the deceased Representative, but not feeling disposed to shirk from any duty legitimately imposed upon us we have done the best we could to present in suitable words and form of speech our estimate of the life and character of our lamented fellow legislator in the following resolutions:

WHEREAS, The House has heard with feelings of deep regret of the death of Representative Frank Kendrick;

AND WHEREAS, We desire to give some lasting expression of our love and regard for our deceased associate; therefore be it

*Resolved*, That in the death of Representative Kendrick, whose qualities as a man and as a legislator have commended him to our esteem, both his constituency and the State at large have met with no common loss;

*Resolved*, That his bereaved family and friends have our profound sympathy in their great sorrow;

*Resolved*, That these resolutions be entered on the journal at a place set apart as a memorial page, and that a copy be sent to the sorrowing family.

GEO. DAVENPORT,

S. W. LA DU,

G. H. WOLCOTT,

*Committee.*

Report accepted and committee discharged.

Mr. Davenport then moved the adoption of the resolutions;

Pending which,

Mr. Ball made the following remarks:

MR. SPEAKER AND MEMBERS OF THE HOUSE OF REPRESENTATIVES,—As we look upon one vacant chair, with its garb of mourning, we realize the fact that one of our number has ceased his relations with this body; has gone from among us. We are reminded that death has claimed another victim, and our friend and associate has yielded to the demand. To his memory we should pay tribute. It is well that in the active and stirring scenes in life we should occasionally pause and realize the certainty of death, and for the moment contemplate how uncertain is life, and how easily all our plans, aspirations, and ambitions may be circumvented when the summons comes for us to pay the debt due to nature. All must yield to the inevitable.

To know Representative Kendrick was to respect and admire him. He was a man of more than ordinary ability. Young in legislative experience, but alive to the best interests of the State he served so well, not only in the halls of legislature, but on the fields of carnage, where, amid rebel bullets, and the fearful destruction of war, he fought for nearly four long years to uphold and sustain the principles of Republican government, and the honor of his adopted State. In that long, severe struggle, he was a participant in forty battles; received three severe wounds, was honorably discharged at the close of the war, and returned to the State he loved so well, with shattered health which he never regained. As presiding officer in the House for some length of time, I became better acquainted with Representative Kendrick than I otherwise should. He was physically weak, but intellectually and morally strong, Modest and retiring, but firm in his convictions of duty, he voted on all questions with fidelity to principle. The pleasant smile and friendly face of our genial friend is seen no more. His place is filled by another; but in our heart of hearts there remains a lingering sorrow, that one whose life was full of promise should so soon fall a victim to the destroyer of the human race.

As he lived, so he died, an honorable and an honest man. What greater eulogy can we pronounce? Washington, Lincoln, and Garfield were endowed with talents and ability to grapple successfully with the great questions of the times in which they lived, but it was the integrity of their lives, their devotion to principle, the goodness of their hearts, that made them truly and nobly great. Let us emulate the virtues of our late brother, Let it be said of us that the world was better for our having been in it. Let us so live that when our work is done that it shall be said it was well done; that it may be said, Peace to our ashes, honor to our integrity.

Mr. Davenport made the following remarks:

MR. SPEAKER,—I desire to add my tribute and to manifest my sorrow for the death of my colleague, the Hon. Frank Kendrick. I can only speak of him as I knew him in the short acquaintance I had with him, which began at the opening of the Legislature of 1881. But my acquaintance with him, though short, was pleasant, and it created an impression and belief in my mind that he was an honorable, upright man. As a legislator he was ever ready to do his duty, whenever the state of his health would permit, and do it well. I am informed by his neighbors and those who best knew him that he was a man kind in his family relations, pleasant with his neighbors, and honest in all his dealings. An earnest Christian man and worthy of imitation. The care he seemed to manifest for the interest of his constituents and the State at large, and his close attention to business attracted my attention. He always manifested a strict regard for the truth and justice in dealing with questions which sometimes force the legislator to a decision which may necessarily bear hard upon some.

The Michigan Legislature has lost a zealous member, Lapeer county a faithful, honest Representative, his wife a kind husband, his children a kind and affectionate father. The people, his family, and friends may well mourn.

Hon. Frank Kendrick was born in Waterford, Maine, February 3d, 1843, and in 1848 removed with his parents to Michigan. In early life his facilities for acquiring an education were not of the most promising kind, but by industry and perseverance he succeeded in getting a good education.

When the war broke out he was quite young, but inspired by patriotism he responded to the call for men and in August, 1862, enlisted in the service of the United States. He saw much hard service and received several wounds, from the effects of which he never fully recovered. He made an excellent record as a soldier and was honorably discharged in 1865.

Mr. Hill made the following remarks:

MR. SPEAKER,—The intimate acquaintance I had with my late predecessor from the Second Representative District of Lapeer county, the late Hon. Frank Kendrick, extended over a period of ten years. The better I became acquainted with him the more I learned to honor and respect him; not merely as a citizen and neighbor, but as a friend in the truest sense of the word.

Mr. Kendrick was a man of plain and simple tastes and habits; upright, God-fearing, and strictly honest in all his dealings with mankind.

In the death of Mr. Kendrick the State of Michigan has lost a valuable citizen, the county of Lapeer a faithful and conscientious Representative, his family a loving and kind husband and father.

Mr. Grant made the following remarks:

A member from the same Senatorial district, of our deceased friend and associate, it seems fitting that I should say a word in his memory. My acquaintance with him began with the opening of the memorable session of '81, and closer intimacy and daily association confirmed me in the belief that he was in every sense a manly man—a Christian gentleman. Stricken with that fell disease for which there is no remedy, with mortal weakness depicted in every lineament of his countenance, he came to Lansing to fulfill as best he could the duties delegated to him by his people. That his daily walk and conversation were above reproach, we all can testify. No breath of scandal, no taint of bargain attached to his garments. Promptly, he was in attendance upon the daily sessions of the House, until too weak to appear, he yet lingered in the city in the vain hope that he might become stronger. He went home to die, but not as the fool dieth. His house was in order; his faith was secure. And so he sat him down and waited with heroic fortitude the dread summons. As the year waned, and the days shortened, the hold of our friend upon life became weaker. He died with the flowers, and the falling leaves and sighing winds sang his requiem.

In every relation in life, as a teacher, a soldier in his country's service, a minister, a legislator, he did his part acceptably and well. Could more be said? Let us paraphrase the words of the poet.

"Lives of good men all remind us  
We can make our lives sublime,  
And in dying leave behind us  
Footprints on the sands of time."

We know that the life and example of this good man, blossoming now, will yield rich fruitage in the hereafter.

Mr. Parker made the following remarks:

I would pay a slight tribute to the memory of our departed friend and brother. One year ago I made his acquaintance, which ripened into lasting friendship and esteem. During this acquaintance, I learned to respect him as a man, as a friend, as a brother. In disposition he was kind and affectionate; in principles, upright, true, and honest. As a soldier he was brave and fearless, giving his services to his country in her hour of need. For her he put his life in peril on many fields of battle. His worth was appreciated at home in giving him positions of honor and trust, and of representing them in this body. That he acquitted himself ably and well, doing credit to himself and his constituency, we all attest.

In him we saw the elements of a good citizen. He gave evidence of devotion to his principles and to the wants and interests of his constituents.

As Lapeer claims him as her own so does Michigan claim him as one of her most tried and valiant sons, one of the ninety thousand she offered up on the altar of national liberty. In peace he lifted up his voice and lent his influence to promote her glory and prosperity, be it in his loved family circle, the community in which he moved, or in the public capacity to which he was called by the suffrages of his fellow citizens.

The death of Mr. Kendrick recalls memories of the past. Of the one hundred members of the House of 1879 all are living. From among those composing the present House one has been taken away. One link that constitutes this chain of fraternal brotherhood has been severed. We mourn the loss. We deeply sympathize with the family and friends his early departure. Together we bow down our heads in grief, together we feel the hand of death that has been laid upon us. But he will not be forgotten. The stamp of such men as he and the positions they assume make a lasting impression. Mr. Kendrick will ever live to be remembered in kindness and veneration by all his colleagues. Though he is not here in the flesh yet he lives in our hearts. Though his body lies in the cold, silent tomb, that spirit which once gave it animation still lives. I will but say thou art gone, peace be to thee.

Mr. Wolcott made the following remarks:

MR. SPEAKER:—Since our last session one of our number has been called from the busy scenes of life, and it is a privilege to us that we are afforded an opportunity to pay a last tribute of respect to his memory.

My acquaintance with our deceased associate was not extended, but during our last session from my association with him in the work of legislation, I found that while he had not qualities that were brilliant and showy and which are often overestimated, yet he possessed those which were solid and enduring. As a legislator he was careful, diligent, and honest, and no measure received his sanction that his conscience could not approve.

But perhaps over all and above all, we should remember that noble quality which led him to make the self-sacrifice he did in giving nearly four long years of his life to the service of country in that bloody struggle for its preservation, and for this also we should revere his memory.

And finally let us be reminded on this solemn occasion that we are all tending to "that bourne from whence no traveller returns," and that his is but our common fate.

Mr. Robertson made the following remarks:

MR. SPEAKER.—For three successive sessions of the House of Representatives of our State Legislature, held in this capitol building, there has been a marked preservation of the life of its members. To-day a vacant chair

appropriately draped, the absence of a familiar face wont to be with us, in our last session, the announcement of the death of Representative Kendrick by the Speaker of this House, together with the resolutions of respect to his memory just read, remind us of the mortality of all. As we set apart this hour to pronounce words recounting his labors, commending his virtues, or expressing our esteem for our departed fellow member, the thoughts to which they give utterance are indelibly fixed by our former official relations—by the favorable opportunities offered us to become most intimately acquainted, which acquaintance once formed ripened into a pure friendship and strong attachments.

I am sure I speak aright when I say of him whose loss we lament on this occasion, that those who "knew him best loved him most." As a member of this body he was faithful and courteous, shrinking from no duty, cheerfully assuming every responsibility. Among Mr. Kendrick's well known characteristics were his quiet, unassuming nature, a well balanced mind, a sound judgment, and a highly commended Christian character.

A very full and suitable obituary published since his death, says of him: "When the war of the rebellion broke out, inspired by a true patriotism, he enlisted in the service of his country, endured its privations, fought its battles, received wounds, was honorably discharged; he was a soldier 'true and tried.'" In public life no favor swayed him, no fear deterred him. Possessing the fullest confidence of the people, he did not seek for fame, but as by one common consent at home, and as a member of this House, he was highly esteemed,—yea, he was honored. But his life-work was not all of a secular nature. A devout Christian in principle, he became an authorized teacher of the gospel truth, a preacher of the word he so firmly believed.

As a closing thought, let us remember, that "He that doeth all things well," hath taken to Himself our friend, our associate, our brother. Perhaps he was first taken because he was fittest. As the rays of to-day's sitting sun shed their light on yonder life-like portrait of him whose sun has so suddenly set, so may his life influences shed their rays upon us, helping us to grow "wiser and better as our life wears away." Let us extend to his family and friends our fullest sympathy, by adopting and forwarding to them an engrossed copy of these resolutions. In view of what has been said, and the additional tributes to which we may listen, let us seek to profit by our brother's example, let us in our hearts ever cherish and perpetuate his memory.

Mr. Bloom made the following remarks:

MR. SPEAKER,—It is most meet and appropriate that on an occasion of this character that due and proper respect be shown the dead. Our circle has been invaded and death has dropped its sombre mantle o'er the form of an honored colleague from Lapeer county. A little over a year ago we first made his acquaintance, which soon ripened into friendship and intimacy. He was a man of sterling worth, of pure motive, and most conscientious in the discharge of his duties. Not active nor prominent in debate, yet as a man much weight was placed in his judgment; he was ever actuated by the purest and noblest aims as a legislator; he endeavored to discharge those trusted and responsible duties with the strictest fidelity. Careful in the formation of opinion, open to conviction, firm in resolution, his opinion and judgment merited our deepest respect. He is gone from amongst us, his form has passed away, and in his early demise the State at large, as well as the people of his native home and those who are near and dear to him, have been sadly afflicted. Let us hope that his death has been his gain; that our sorrow has given him joy and happi-



ness; that free from care and pain in his home in the realms beyond he may rest in peaceful slumber until that hour shall come when one and all shall greet him in the pleasant reunion. *Requiescat in pace.*—Rest in peace.

Mr. A. S. Partridge made the following remarks:

MR. SPEAKER AND BROTHER REPRESENTATIVES OF THE HOUSE OF REPRESENTATIVES:—In response to the call of our honored Governor on the 23d day of last month we assembled at the capitol, and as we grasped the hands and looked into the eyes of each other after the separation of a few short months, we felt that indeed it was to us a happy reunion, and as we listened to the roll call and cast our eyes over the House and saw a newly honored member filling a chair, the report that a fellow legislator had departed was fully and practically realized.

I first became acquainted with our brother, Frank Kendrick, at the opening of the last session of the Legislature, and my association with him during the session ripened into a respect and esteem of the highest type. And now as I cast the eye upon this beautiful portrait that graces the Speaker's chair it only outlines that which is engraven upon my memory, and I trust that of every member of the House. In all of his legislative work I could see intelligence and a conscientious principle governing him. There was not a measure brought forth that had for its object the elevation of the masses or the securing of the equality of their rights but what received his hearty support. In respect to his family and friends it is eminently proper that we should spend this hour in expressing our feelings toward our departed brother.

He carried in his frank and manly face signs of the disease which weighed upon him,—disease which was brought upon him by a soldier's life of four years in his country's service, in the participation in forty battles, wounded three times, and in the exposures incident to camp life. His public spirit and patriotism led him to take a lively interest in carrying out the measures that secured the representation of Michigan in the Yorktown centennial celebration.

As I trod the historic ground of Yorktown and beheld our boys in blue and the thousands of others that gave that field such a warlike appearance, it brought with clearness the historical events of a hundred years ago and of the rebellion, and also the cities of the dead at that place and others that are cherished by a grateful people where the patriotic sons of America are sleeping. I felt constrained to say, Why were so many swept away and others who faced so many dangers spared by Him who ruleth over the destinies of all? My we not say that a nation is never great unless it has been tested by the loss of blood and treasure, and shall we not honor the memory of those who suffered to preserve the union and maintain the honor of our nation by keeping it intact? Is not Michigan honored by her patriotic sons who fought her battles? Yea, praise waiteth for her sons everywhere in the nation, and to-day our departed brother, as well as others who responded to the call of the nation, and the patriotic citizens of Michigan, when our treasury was empty, and furnished the sinews of war (of whose names we have a list), holds the highest respect of our hearts. It behooves us to accord to our brother all the honor due him, and may we be so directed in the future by Him who created us that when we are called away from our post to reward be welcomed, as we believe him to be, into that beautiful city where the wicked will cease from troubling and the weary be at rest.

Mr. Cutcheon made the following remarks:

MR. SPEAKER,—Perhaps I shall not add anything of importance to what has already been said upon these resolutions, yet I will say that whereas our

friend and associate is gone I feel it a privilege to stand up in this House and testify of the respect in which I hold the memory of him whose portrait I see before me bearing the sable emblems of death. I never saw Mr. Kendrick until I saw him here, but it was my good fortune to form his acquaintance very early, I think the first day in the regular session of this Legislature. My first impression of him was that he was an honest man, and while I was honored with quite an intimate acquaintance with him during all of the long and somewhat exciting session of last winter, I never saw anything in his conduct, public or private, which had any tendency to induce me to change my first opinion of his character.

I do not believe in fullsome praise, in mere rhetorical eulogy upon a man simply because he is dead. Overdrawn encomiums upon the abilities and the virtues of the departed are much more likely to bring their memory into disrespect than otherwise. Let us not deceive ourselves into the belief that in order to speak well of our departed friends, we must allege some unwonted brilliancy in their composition, or some unusual results in their life work. I have said that I found him an honest man. In my view I could not pay his memory a higher compliment. As I grow older and come to know more of men; as my experience and observation bring me to more fully appreciate the business, the social, and political complications which surround and environ them, I come more highly to regard him of whom it may truthfully be said, whether by reason of superior abilities, or accomplishments, or by force of fortunate circumstances, he rose above the mass of his fellows or not; that he remained uncorrupted and incorruptible in whatever place he was called upon to fill; that so long as he lived he went in and out before his neighbors an honest man. All this was preëminently true of our deceased friend. I would not be understood, however, to belittle the intellectual qualities or accomplishments which he possessed, or to give the impression that I see nothing in him of that nature to admire and to praise.

Mr. Kendrick was a man of intellectual strength; a man of thought, of reading, of culture. He was not in the ordinary sense a common man. Of quiet ways, of unobtrusive temperament, with modesty amounting almost to timidity, one needed to come near to him, to pry into the recesses of his nature, to know the gems with which it was beautified and adorned. But let it be said to his credit that his character would bear the close investigation and analysis necessary to really know him. There was neither physical nor moral cowardice there. He declared his convictions whenever called upon to do so without regard to the question whether they were popular or not. I read that he followed his country's flag for four years through the smoke and carnage of forty battles. It may be safely affirmed that his life was given to his country; for I take it that he who by reason of the excitement, the fatigue, the exposure of the campaigns and the battle-fields, or from wounds received, where the game was a nation and the stake its life, and thereby fills a premature grave, as certainly laid down his life for his country's flag as he whose heart's blood mingled with the slimy waters of the Wilderness, or stained the rocky sides of Mission Ridge. He was still young, as we commonly view men. He had not yet reached the meridian of life. The summons came and found him ready; "sustained and soothed by an unfaltering trust he approached his grave as one who wraps the drapery of his couch about him and lies down to pleasant dreams." The record of his life is written, and the books are closed. There is much in the association of a body like this which awakens the recollection, which reproduces, if you please, the interest, the warm personal feelings, the

individual attachments which characterized the friendships of earlier days of school life. As we pass onward through the years, we shall remember with peculiar interest the first, and let us hope the only one, of our number who during our official term answered the roll call of death. Of death, did I say? Let us trust rather of life, eternal life.

Mr. Copley made the following remarks:

There is a common bond of unity that tends to bind men together, associated for almost any purpose, and that tie is more or less sacred, as the cause that unites them is pure and unselfish. Next to the love of God the love of country is universally placed in the highest scale on the list of virtues. The man who possesses that spirit of devotion to country which impels him to offer all on the altar of patriotism, possess characters that challenge our highest admiration. Our departed friend possessed this trait in a preëminent degree. The years of toil, hardships and sacrifices in his country's service, on the tented field, exposed to death from the bullets of his country's foes, and the scarcely less deadly diseases incident to military life in camp; his active participation in nearly half a hundred battles; his many wounds received when exposing himself as a bulwark for the preservation of our country's liberties, all attest better than words that our friend was sincere in his loyalty to the government that had protected him, and in return asked the services of his patriotic sons in the hour of her greatest peril. Our brother left the comforts of home, companionship of relatives and friends,—his business pursuits and prospects—all were left behind; all were given up; all were sacrificed at the shrine of patriotism.

When the country no longer needed his services "his sword was transformed into a pruning hook," and in the peaceful walks of civil life, with a shattered physical constitution, brought on by exposure in camp life, he strove like a true citizen to carry out and uphold, in civil service to his country, those principles of government maintained so ably by him on the battle field. With this end in view he accepted the call made on him by the second district of Lapeer county, and we found him here, one link in the chain of one hundred—now broken for the first time—ready as ever to lend his aid to any project that would benefit the State of his adoption. Time will not permit me to recount the many virtues of our departed friend—quiet, unassuming, yet firm when convinced that he was right,—there are none who do not miss him, or cease to regret his untimely departure.

There have been times perhaps, when some of us have indulged in thoughts or words unkindly towards our fellows, but I believe and trust that those feelings quickly vanish, and before we separate will be forgotten, or only remembered with regret. But with our brother there were no words of harshness to forget; no feelings of unkindness to regret. His quiet, unassuming manner towards all of us, his faithfulness to his duties, his sincerity of purpose, devotion to his country, the friendly relations existing towards every one of his fellow members, all combined, tend to make the fond memories clustering around our friend a mournful pleasure. Brother, rest in peace.

Mr. Austin made the following remarks:

On coming into the presence of this that we call death, that nature must be hard indeed that does not soften into sympathy with the bereaved whose lives were so intimately interwoven with that of the departed one.

Few of us knew this brother previous to the session of 1881. Few of us knew through what experiences he had passed, the nature of his joys and sorrows, his trials and triumphs, but all of us who observed him did learn this

thing—that when we grasped his hand it was the hand of a man; when we listened to his voice, we heard the voice of a capable man; when we looked into his eye, we encountered the clear, fearless gaze of an honest man; and when his conduct and life was daily developed and exhibited under all the irritations and disappointments of legislative experience, we realized our associate was a christian man.

I do not know if he was a member of any church; he may or may not have made what is called a profession of religion. I do not know about these things, but I do know that in his patient application, in the conscientious discharge of his various duties, in his consistent and blameless life during the months we passed together in this capitol and out of it, he exemplified and illustrated the teachings of that philosopher of Nazareth, who spake as never man spake.

Mr. Seymour made the following remarks:

Melancholy is the event which compels this memorial service. Painful the task we now perform as we pay our last sad tributes of respect to one whose genial disposition, high personal worth, and exalted character distinguished him in every department of life, until he was gathered as a sheaf, ripe for the reaper, in the harvest fields of death. With no ostentation of manner, yet with high resolve, with little pride of character for simple personal preferment, shirking no responsibility, discharging fearlessly every duty, attacking unflinchingly every wrong demanding his attention in his life work, he ever dared to do the right, as God gave him power to see the right.

The same grand elements of character distinguished him in his earlier years as when patriotism summoned him to assume the heaviest burden of citizenship at the peril of his health and life, and to become one of that army of patriot soldiers organized through their cheerful consent, which to the world is the highest evidence of the success, the beneficence, and the glory of free institutions. When victory decided the conflict and peace was declared throughout the land he returned to his home with impaired health and a shattered constitution, discarding the sword for the plowshare, the spear for the pruning hook, while no vicious habits, no traces of evil, no loss of integrity or virtue tainted his moral character.

When the severe activities and labors of the farm compelled its abandonment, he assumed the grave duties and responsibilities of a teacher of youth, until called by his neighbors and district to assume a higher public trust. Whether as student, soldier, farmer, teacher, or legislator, he was the same simple, upright, and noble citizen. As the oak stands proudly in the forest, unmindful of wind and storm, sturdy, erect, and grandly indifferent, so in all the departments and avocations of life so different, so varied, so often corrupting, he proudly bore himself a man. No higher eulogy can be pronounced upon him. It is the noblest triumph of a well spent life, the laurel awarded the brave, the honored, and the true. It is the grandest plaudit bestowed upon the citizen, the soldier, and the legislator, in that he was true to his convictions, his country, and his God.

He needs no fulsome panegyric from me. The grandest civilization of this, the grandest age in the world's history, grounded as it is in the principles of eternal truth, award and can offer no more fitting or nobler reward to the citizen than to declare that in all the different departments of life, in all the varied activities of labor, in all the honors and emoluments of public trust, he was a man. This crown we award to him, as we consign to our memories, fresh and green, the remembrance of his exalted character and his personal worth.

The preamble and resolutions were then unanimously adopted, by a rising vote.

Whereupon,

On motion of Mr. J. E. White,

As a further mark of respect to the memory of Mr. Kendrick,

The House adjourned.

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*Lansing, Friday, March 3, 1882.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Brady.

Roll called: quorum present.

Absent without leave: Messrs. Ballentine, Bloom, King, Perham, Remick, and Young.

On motion of Mr. Earle,

Leave of absence was granted to Mr. Remick indefinitely on account of illness.

On motion of Mr. Blood,

Leave of absence was granted to Messrs. Ballentine and Bloom until the 7th.

On motion of Mr. Kinne,

Leave of absence was granted to Mr. King for the day on account of illness.

Mr. Cottrell moved that leave of absence be granted to himself from to-day noon until noon of the 7th;

Which motion did not prevail.

On motion of Mr. Seymour,

Leave of absence was granted to Mr. Young until next Monday evening.

Mr. Estabrook moved that indefinite leave of absence be granted himself on account of indisposition to remain;

Which motion prevailed.

On motion of Mr. Van Loo,

Leave of absence was granted to Mr. Perham until next Monday evening.

#### PRESENTATION OF PETITIONS.

No. 133. By Mr. Bennett: Remonstrance of Hon. G. W. VanAken, and 15 others of Branch county, against the taxation of church property;

Referred to the committee of the whole.

No. 134. By Mr. J. E. White: Petition of Chas. Y. Warren, and 36 others, of Hart, Oceana county, in favor of the taxation of church property;

Referred to the committee of the whole.

#### REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report, as correctly enrolled, signed, and presented to the Governor, the following:

House joint resolution No. 1, entitled

A resolution to ratify the action of the board of control of State swamp lands in letting contracts in the burnt districts on State roads, and to authorize them to make any further contracts necessary.

JAMES S. GORMAN, *Acting Chairman.*

Report accepted and committee discharged.

By the committee on ways and means:

The committee on ways and means, to whom was referred

Senate bill No. 9, entitled

A bill making an appropriation for the relief of sufferers by the great fires of 1881, in several counties of this State,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments and recommend that the amendments be concurred in, and the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

WILLIAM BALL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ball,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole, and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE, MICHIGAN,

*To the Senate and House of Representatives:*

WHEREAS, By resolution of the House the question of the disposal of the title to the lands heretofore bid in by the State at tax-sales, was referred to the Tax Commission, with the request that it prepare a bill to accomplish said object;

AND WHEREAS, The tax commission submitted to the House a bill entitled a bill to amend sections 2 and 3 of an act entitled "An act to provide for the sale of State tax lands," approved June 7, 1881, being act number 229 of public acts of 1881, and to add four new sections to said act, to stand as sections 4, 5, 6, and 7;

AND WHEREAS, A question has arisen as to said bill being properly before the House by the message of the Governor;

NOW THEREFORE, For the purpose of enabling the Legislature to act upon this subject under the constitution, I hereby respectfully call your attention to the subject of the disposal of said State tax lands, and recommend action thereon.

DAVID H. JEROME,

The message was laid on the table.

#### INTRODUCTION OF BILLS.

Mr. Van Loo, leave being granted, introduced

House bill No. 13, entitled

A bill to divide the State into eleven congressional districts.

The bill was read a first and second time by its title, and referred to the select committee on apportionment.

Mr. Carns, leave being granted, introduced  
House bill No. 14, entitled

A bill to divide the State into congressional districts.

The bill was read a first and second time by its title, and referred to the select committee on apportionment.

#### MOTIONS AND RESOLUTIONS.

Mr. Bidelman offered the following resolution:

*Resolved*, That when the House adjourns to-day it stand adjourned until Monday afternoon next at 2 o'clock P. M.

Mr. Alvord moved to amend by striking out "two o'clock" and inserting in lieu thereof the words "eight o'clock;"

Which motion prevailed.

The resolution, as amended, was then adopted.

#### GENERAL ORDER.

On motion of Mr. Pomroy,

The House went into committee of the whole, on the general order,

Whereupon,

The Speaker called Mr. Granger to the chair;

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

Bill No. 4, entitled

A bill to amend section 303 of the compiled laws of 1871, being section 6 of an act entitled "An act to provide for a State board of equalization,"

And have directed their chairman to report the same back to the House with the recommendation that it be laid on the table.

The committee of the whole have also had under consideration the following:

Bill No. 5, entitled

A bill to amend sections 4, 5, and 8, of chapter 2, sections 4 and 7 of chapter 3, section 3 of chapter 4, sections 5 and 13 of chapter 11, and to add a new section to chapter 12 to stand as section 14, of Act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State." Approved June 8, 1881;

Also,

Bill No. 6, entitled

A bill to repeal section No. 1138 of the compiled laws of 1871, being an act approved March 21, 1865, entitled "An act to provide for assessing property in certain cases at any time between the first days of May and October in each year, and for the more speedy collection of taxes in certain cases;" and section No. 1141 of the compiled laws of 1871, being an act approved April 5, 1869, entitled "An act to provide for the payment of taxes levied and assessed upon lands purchased and held for non-payment of taxes;" and act No. 169 of the session laws of 1873, approved April 25, 1873, entitled "An act requiring settlers under the homestead laws of the United States to pay taxes after a residence of five years;" and act No. 180 of the session laws of 1873, approved April 29, 1873, entitled "An act relative to licensed homestead lands, and to provide for taxing the same in certain cases;" and act No. 37 of the session laws of 1873, approved March 22, 1873, entitled "An act relative to the pay-

ment of taxes;" and act No. 118 of the session laws of 1873, approved April 18, 1873, entitled "An act relative to granting injunctions in certain cases," and act No. 6 of the session laws of 1874, approved March 24, 1874, entitled "An act relative to taxation;" and section No. 1136 of the compiled laws of 1871 as amended by act No. 82 of the session laws of 1873, entitled "An act to provide for the return and settlement of tax sales of county treasurers;" and sections No. 967 to No. 1133 both inclusive, of the compiled laws of 1871, the same being act No. 169 of the session laws of 1869, approved April 6, 1869, entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," also all acts amendatory thereof.

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend their passage.

The committee of the whole have also had under consideration the following:

Senate bill No. 8, entitled

A bill to incorporate the board of State fish commissioners;

Senate bill No. 12, entitled

A bill substituting new assessment rolls made by the supervisors of the townships of Forester and Evergreen, in the county of Sanilac, for the original assessment rolls of said townships for the year 1881, destroyed by fire;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

G. H. GRANGER, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the recommendation of the committee of the whole as to the first named bill,

The House concurred.

The bill was then laid on the table.

The question being on concurring in the amendments made by the committee of the whole to the second and third named bills,

The Tax Commission orally reported that as to the amendment to bill No. 5, they did not regard it important nor as affecting the bill in any material particular; they therefore recommended its adoption;

Whereupon,

The House concurred in the amendments made to the two bills.

The second, third, fourth, and fifth named bills were then placed on the order of third reading of bills.

On motion of Mr. Campbell,

The rules were suspended, two-thirds of all the members present voting therefor, and the bills just placed on the order of third reading were put upon their immediate passage.

Bill No. 5, entitled

A bill to amend sections four, five, and eight of chapter two, sections four and seven of chapter three, section three of chapter four, sections five and thirteen of chapter eleven, and to add a new section to chapter twelve to stand as section fourteen, of Act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," approved June 8, 1881.



Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

|            |                |                 |              |
|------------|----------------|-----------------|--------------|
| Mr. Ball,  | Mr. Earle,     | Mr. Kinne,      | Mr. Prindle, |
| Baldwin,   | Easton,        | Kloi,           | Robertson,   |
| Barton,    | Estabrook,     | Knapp,          | Root,        |
| Bidelman,  | Ewers,         | LaDu,           | Rose,        |
| Bishop,    | Fraser,        | Littell,        | Seymour,     |
| Campbell,  | Fyfe,          | Martin,         | Turnbull,    |
| Caruss,    | Garfield,      | McIntyre,       | VanLoo,      |
| Carmer,    | Gibbs,         | Mulvey,         | J. E. White, |
| Cobb,      | Goodman,       | W. Nelson,      | J. H. White, |
| Cooper,    | Granger,       | Nichols,        | Wing,        |
| Copley,    | Grant,         | North,          | Wilkins,     |
| Cutcheon,  | Hackett,       | Oliver,         | Willett,     |
| Cottrell,  | Hitchcox,      | Palmerlee,      | Woodruff,    |
| Davenport, | H. J. Hopkins, | Parker,         | Wyckoff,     |
| Dewey,     | G. H. Hopkins, | Parsons,        | Yarrington,  |
| Diller,    | Hubbard,       | B.F. Partridge, | Speaker,     |
| Dundas,    | King,          | Pomroy,         |              |

67

## NAYS.

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Title agreed to.

On motion of Mr. J. H. White,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Bill No. 6, entitled

A bill to repeal section No. 1138 of the compiled laws of 1871, being an act approved March 21, 1865, entitled "An act to provide for assessing property in certain cases at any time between the first days of May and October in each year, and for the more speedy collection of taxes in certain cases;" and section No. 1141 of the compiled laws of 1871, being an act approved April 5, 1869, entitled "An act to provide for the payment of taxes levied and assessed upon lands purchased and held for non-payment of taxes;" and act No. 169 of the session laws of 1873, approved April 25, 1873, entitled "An act requiring settlers under the homestead laws of the United States to pay taxes after a residence of five years;" and act No. 180 of the session laws of 1873, approved April 29, 1873, entitled "An act relative to licensed homestead lands, and to provide for taxing the same in certain cases;" and act No. 37 of the session laws of 1873, approved March 22, 1873, entitled "An act relative to the payment of taxes;" and act No. 118 of the session laws of 1873, approved April 18, 1873, entitled "An act relative to granting injunctions in certain cases," and act No. 6 of the session laws of 1874, approved March 24, 1874, entitled "An act relative to taxation;" and section No. 1136 of the compiled laws of 1871 as amended by act No. 82 of the session laws of 1875, entitled "An act to provide for the return and settlement of tax sales of county treasurers;" and sections No. 967 to No. 1133, both inclusive, of the compiled laws of 1871, the same being act No. 169 of the session laws of 1869, approved April 6, 1869, entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," also all acts amendatory thereof.

Pending the third reading thereof,

On motion of Mr. Turnbull,

The bill was recommitted to the Tax Commission for their report upon the amendments made thereto by the House in committee of the whole.

Senate bill No. 8, entitled

A bill to incorporate the board of State fish commissioners,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |                |                  |              |
|-------------|----------------|------------------|--------------|
| Mr. Alvord, | Mr. Ewers,     | Mr. Knapp,       | Mr. Pomroy,  |
| Barton,     | Fraser,        | LaDu,            | Prindle,     |
| Bennett,    | Fyfe,          | Martin,          | Rose,        |
| Campbell,   | Garfield,      | McIntyre,        | Turnbull,    |
| Cobb,       | Grant,         | Mulvey,          | VanLoo,      |
| Cooper,     | Hackett,       | W. Nelson,       | J. E. White, |
| Copley,     | Hawkins,       | E. D. Nelson,    | J. H. White, |
| Cutcheon,   | Hill,          | Nichols,         | Wing,        |
| Cottrell,   | H. J. Hopkins, | North,           | Wilkins,     |
| Dewey,      | G. H. Hopkins, | Oliver,          | Willett,     |
| Earle,      | Hubbard,       | Palmerlee,       | Woodruff,    |
| Easton,     | King,          | Parsons,         | Yarrington,  |
| Eaton,      | Kinne,         | A. S. Partridge, | Speaker,     |
| Estabrook,  | Klei,          | B. F. Partridge, | 55           |

#### NAYS.

|           |             |              |             |
|-----------|-------------|--------------|-------------|
| Mr. Ball, | Mr. Carusa, | Mr. Goodman, | Mr. Parker, |
| Baldwin,  | Carmer,     | Hitchcox,    | Robertson,  |
| Bishop,   | Davenport,  | Littell,     | Wyckoff,    |
| Blood,    | Gibbs,      | Markham,     | 15          |

Title agreed to.

On motion of Mr. Nichols,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

Senate bill No. 12, entitled

A bill substituting new assessment rolls made by the supervisors of the townships of Forester and Evergreen, in the county of Sanilac, for the original assessment rolls of said townships for the year 1881, destroyed by fire,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

#### YEAS.

|             |             |              |                  |
|-------------|-------------|--------------|------------------|
| Mr. Alvord, | Mr. Easton, | Mr. Hubbard, | Mr. Parsons,     |
| Ball,       | Eaton,      | King,        | A. S. Partridge, |
| Baldwin,    | Eisenmann,  | Kinne,       | B. F. Partridge, |
| Barton,     | Estabrook,  | Klei,        | Pomroy,          |
| Belden,     | Ewers,      | Knapp,       | Prindle,         |
| Bennett,    | Fraser,     | LaDu,        | Robertson,       |
| Bidelman,   | Fyfe,       | Littell,     | Root,            |
| Bishop,     | Gale,       | Markham,     | Rose,            |
| Blood,      | Garfield,   | Martin,      | Turnbull,        |
| Campbell,   | Gibbs,      | Mercer,      | VanLoo,          |
| Carusa,     | Goodman,    | McIntyre,    | J. E. White,     |

|             |                |               |                  |    |
|-------------|----------------|---------------|------------------|----|
| Mr. Cooper, | Mr. Grant,     | Mr. Mulvey,   | Mr. J. H. White, |    |
| Copley,     | Hackett,       | W. Nelson,    | Wilkins,         |    |
| Cutcheon,   | Hawkins,       | E. D. Nelson, | Willetts,        |    |
| Cottrell,   | Hill,          | Nichols,      | Woodruff,        |    |
| Davenport,  | Hitchcock,     | North,        | Wolcott,         |    |
| Dewey,      | H. J. Hopkins, | Oliver,       | Wyckoff,         |    |
| Diller,     | G. H. Hopkins, | Palmerlee,    | Yarrington,      |    |
| Earle,      | Howard,        | Parker,       | Speaker,         | 76 |
| NAYS.       |                |               |                  | 0  |

Title agreed to.

On motion of Mr. McIntyre,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By unanimous consent,

Mr. La Du offered the following resolution :

*Resolved*, That 500 additional copies of yesterday's journal be ordered printed for distribution among the friends of the late Hon. Frank Kendrick ;

Which motion prevailed.

On motion of Mr. Hackett,

The House adjourned.

The Speaker announced that pursuant to resolution adopted this morning, the House would stand adjourned until Monday next at 8 o'clock P. M.

*Lansing, Monday, March 6, 1882. }*  
*8 o'clock P. M. }*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Murdoch.

Roll called : quorum present.

Absent without leave: Messrs. Ball, Blood, Bloom, Campbell, Cobb, Cottrell, Davenport, Estabrook, Ewers, Fyfe, Gibbs, Gorman, Grant, Hackett, Harford, Hill, H. J. Hopkins, G. H. Hopkins, Hubbard, Klei, Knapp, Mercer, Millard, W. Nelson, E. D. Nelson, North, Parmelee, B. F. Partridge, Perham, Prindle, Seymour, Stephenson, J. E. White, J. H. White, Wing, and Wolcott.

On motion of Mr. Turnbull,

Leave of absence was granted to Mr. Gorman indefinitely, on account of illness.

On motion of Mr. Turnbull,

Leave of absence was granted the other absentees for the evening.

On motion of Mr. Cutcheon,

The House adjourned.

*Lansing, Tuesday, March 7, 1882.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Hickey.

Roll called: quorum present.

Absent without leave: Messrs. Ewers, Gibbs, Knapp, Millard, W. Nelson, North, B. F. Partridge, Prindle, and Stephenson.

On motion of Mr. Klei,

Leave of absence was granted to Messrs. Ewers and Knapp for the day.

On motion of Mr. Willett,

Leave of absence was granted to Mr. Gibbs for the day.

On motion of Mr. H. J. Hopkins,

Leave of absence was granted to Mr. W. Nelson for the day.

On motion of Mr. Mercer,

Leave of absence was granted to Messrs North and Stephenson for the day.

On motion of Mr. Ward,

Leave of absence was granted to Mr. Millard for the day.

On motion of Mr. Cobb,

Leave of absence was granted to Mr. B. F. Partridge until to-morrow noon.

#### REPORTS OF STANDING COMMITTEES.

By the committee on insurance:

The committee on insurance, to whom was referred

House bill No. 8, entitled

A bill to make an appropriation for an insurance fund for State buildings and to provide for its use,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying substitute therefor, entitled

A bill to provide for the insurance of buildings owned by the State and for the rebuilding or repairing of such buildings in case of loss, and providing for the temporary care of the inmates thereof,

And recommend that the substitute do pass, and ask to be discharged from the further consideration of the subject.

G. B. MARKHAM, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Markham,

The House concurred in the adoption of the substitute reported by committee.

The bill was then ordered printed, referred to the committee of the whole, and placed on the general order.

By the Tax Commission:

*To the Honorable the House of Representatives:*

The Tax Commission to whom were referred the amendments proposed to bill No. 2, relative to street railways, beg leave to report that they have had the same under consideration. The amendment reads as follows:

Each and every railway company formed under this act shall be assessed and pay taxes upon the property of said company in the different townships, wards, and other taxing districts in which its road is situated, and taxes shall be levied and collected on said property in such different townships, wards, and other taxing districts in the same manner as taxes are assessed and collected upon the property of individuals in such townships, wards, or taxing districts.

In our opinion if incorporated in the bill this amendment would add nothing. It would then leave the law precisely as it would stand without it. Therefore we see no reason why it should be adopted.

*March 7th, 1882.*

JOHN MOORE,  
*Chairman Tax Commission.*

Report accepted.

The report was referred to the committee of the whole.

MESSAGE FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE, }  
*Lansing, March 6, 1882.* }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State

Joint resolution to ratify the action of the board of control of State swamp lands in letting contracts in the burnt district, on State roads, and to authorize them to make any further contracts necessary.

DAVID H. JEROME,  
*Governor.*

The message was laid on the table.

MOTIONS AND RESOLUTIONS.

Mr. Belden offered the following concurrent resolution:

WHEREAS, The death of our lamented President having occurred since the adjournment of our last session; therefore

*Resolved* (the Senate concurring), That the Senate and House committee on Federal relations, acting jointly, prepare and present to the Legislature suitable resolutions in reference thereto.

On motion of Mr. Belden,

The rules were suspended, two-thirds of all the members present voting therefor, and the concurrent resolution was adopted.

GENERAL ORDER.

On motion of Mr. Hawkins,

The House went into committee of the whole, on the general order;

Whereupon,

The Speaker called Mr. J. H. White to the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following.

1. House bill No. 11 (file No. 7), entitled

A bill to amend sections two and three of an act entitled "An act to provide

for the sale of State tax lands," approved June 7, 1881, being act No. 229 of the Public Acts of 1881, and to add four new sections to said act to stand as sections 4, 5, 6, and 7;

2. Bill No. 3, entitled

A bill to repeal section 2482 of the compiled laws of 1871, being section 22 of an act approved February 13, 1855, entitled "An act to provide for the construction of train railways;"

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend their passage.

The committee of the whole have also had under consideration the following:

3. Senate bill No. 9, entitled

A bill making an appropriation for the relief of sufferers by the great fires of 1881, in several counties in this State.

But not having gone through therewith, have directed their chairman to report that fact back to the House and ask leave to sit again.

JAS. H. WHITE, *Chairman.*

Report accepted.

The first and second named bills were placed on the order of third reading of bills.

The question being on granting the committee of the whole leave to sit again for the further consideration of the third named bill,

Leave was granted.

On motion of Mr. Wyckoff,

The House took a recess until 3 o'clock P. M.

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AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

By unanimous consent the House took up the order of

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 6, 1882. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bill:

Senate substitute for Senate bills Nos. 11 and 13, entitled

A bill to divide the State of Michigan into eleven congressional districts;

Which has passed the Senate by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and referred to the select committee on apportionment.

By unanimous consent,

The following petition was presented :

No. 135. By Mr. G. H. Hopkins: Preamble and resolution adopted by the common council of the city of Detroit.

On demand of Mr. G. H. Hopkins,

The preamble and resolutions were read at length, and spread at large on the journal, as follows :

By Councilman Lowry :

WHEREAS, *At the solicitation* of the street railway companies, the common council did, on the 14th day of November, 1879, grant a franchise for thirty years to operate certain street railways in the city of Detroit for the small pecuniary condition of one per cent on the gross receipts of their several lines of roads, and the paving and keeping in repair the streets between their tracks, thus extending the time of their original franchise and on terms and conditions much less favorable to the city ;

AND WHEREAS, the honorable, the Tax Commission, have prepared and presented to the State Legislature for adoption a tax bill, one clause of which provides for the discontinuance of all special taxes on corporations operating in the State, and in lieu thereof taxing the real and personal property of all such corporations in the same manner and to the same amounts as the property of private citizens ; therefore,

*Resolved*, That the city council of the city of Detroit, now in special session as a board of estimates, does hereby approve of said clause in the tax bill, and respectfully request our representatives in the Senate and House to support and advocate the passage of the clause in such bill so taxing such corporations ; and further

*Resolved*, That a copy of this preamble and resolution, duly attested by the officers of the council, be forwarded immediately to the several gentlemen representing this city in the State Legislature.

Adopted unanimously.

STATE OF MICHIGAN, } ss.  
City Clerk's Office, Detroit, }

I, Alex. A. Sænger, clerk of the city of Detroit, in said State, do hereby certify that the foregoing and annexed paper is a true copy of a resolution adopted by the city council, at the session held on the sixth day of March, 1882, as appears from the journal of the council, remaining in the office of the city clerk of Detroit, aforesaid ; that I have compared the same with the original in my office, and the same is a correct transcript therefrom, and of the whole of such original.

In witness whereof, I have hereunto set my hand and affixed the corporate [L. s.] seal of said city, at Detroit, this sixth day of March, A. D. 1882.

A. H. RAYNOR,

ALEX. A. SÆNGER,

President City Council.

City Clerk.

Referred to the committee of the whole.

#### GENERAL ORDER.

On motion of Mr. Bidelman,

The House went into committee of the whole, on the general order,

Mr. J. H. White in the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report :

The committee of the whole have had under consideration the following:

1. Senate bill No. 9, entitled

A bill making an appropriation for the relief of sufferers by the great fire of eighteen hundred and eighty-one, in several counties of this State,

And have directed their chairman to report the same back to the House with the recommendation that it be referred to the joint select committee on relief for fire sufferers, with instructions to report a bill to the House providing for a loan not exceeding \$265,000, for 10 years without interest.

The committee of the whole have also had under consideration the following:

2. House bill No. 9 (file No. 9), entitled

A bill to amend section 6 of chapter 268 of the compiled laws of 1871, being compiler's section 8131, relative to the expenses and compensation of the members of the board of control of the State reform school;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following:

3. House Bill No. 12 (file No. 10), entitled

A bill making an appropriation for rebuilding the north wing of the main building of the reform school, for the building of two new cottages, and for remodeling and extending the steam heating apparatus for said institution;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

JAS. H. WHITE, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the recommendation of the committee of the whole as to the first-named bill,

Mr. G. H. Hopkins demanded the yeas and nays.

The demand was seconded and the House did not concur in the recommendation of the committee of the whole, by yeas and nays as follows:

#### YEAS.

|             |             |              |              |
|-------------|-------------|--------------|--------------|
| Mr. Alvord, | Mr. Dundas, | Mr. Hawkins, | Mr. Rose,    |
| Belden,     | Easton,     | Hill,        | VanLoo,      |
| Bidelman,   | Eaton,      | Howard,      | Waring,      |
| Bishop,     | Fraser,     | Littell,     | J. E. White, |
| Bloom,      | Gale,       | Markham,     | Willett,     |
| Caruss,     | Goodman,    | Nichols,     | Yarrington,  |
| Cooper,     | Grant,      | Oliver,      | Young,       |
| Copley,     | Hackett,    | Pomroy,      |              |

81

#### NAYS.

|             |               |                    |                      |
|-------------|---------------|--------------------|----------------------|
| Mr. Austin, | Mr. Cottrell, | Mr. G. H. Hopkins, | Mr. A. S. Partridge, |
| Ball,       | Davenport,    | Hubbard,           | Perham,              |
| Ballentine, | Dewey,        | King,              | Turnbull,            |
| Bennett,    | Eakins,       | Klei,              | Ward,                |
| Blood,      | Earle,        | LaDu,              | J. H. White,         |
| Borgman,    | Eisenmann,    | Martin,            | Wing,                |
| Campbell,   | Edwards,      | Mercer,            | Wilkins,             |
| Carnier,    | Fyfe,         | McIntyre,          | Woodruff,            |



|                |               |               |              |    |
|----------------|---------------|---------------|--------------|----|
| Mr. Carpenter, | Mr. Garfield, | Mr. Mulvey,   | Mr. Wolcott, |    |
| Cobb,          | Granger,      | E. D. Nelson, | Speaker,     |    |
| Corbin,        | Harford,      | North,        |              | 46 |
| Cutcheon,      | Hitchcox,     | Palmerlee,    |              |    |

Mr. Turnbull moved to amend the bill so as to read as follows:

SECTION 1. *The People of the State of Michigan enact*, That there shall be and hereby is appropriated out of the State treasury the sum of two hundred and fifty thousand dollars, or so much thereof as may be necessary, to be expended for furnishing aid to the sufferers by the great fire of eighteen hundred and eighty-one in Sanilac, Tuscola, Huron, and other counties affected thereby.

SEC. 2. There shall be and is hereby appropriated out of the State treasury the sum of fifteen thousand dollars, or so much thereof as may be necessary. to be expended in assisting to rebuild or pay for the rebuilding school-houses in the several school districts in this State in which school-houses were destroyed by the great fires of eighteen hundred and eighty-one. The commissioners hereinafter mentioned shall pay to the assessor of each of said districts so rebuilding a school-house therein the sum apportioned their respective districts, which sum said assessors shall place to the credit of the building fund of their respective districts: *Provided*, That no moneys appropriated by this section shall be paid to any school district until a school-house shall have been erected and completed therein of an appraised value equal to the sum apportioned to such district.

SEC. 3. The several appropriations made by this act shall be expended or disbursed, as the case may require, by the relief commission heretofore appointed by the Governor of this State, consisting of Hon. Henry P. Baldwin, Chairman, A. H. Dey, D. C. Whitwood, George C. Codd, F. W. Swift, C. T. Gorham, and Omar D. Conger, who are hereby constituted a commission for that purpose.

SEC. 4. The commission herein provided for may from time to time make requisitions upon the Governor of this State for such sums of money out of the appropriations herein made as they may deem necessary for the several purposes herein provided for, submitting with such requisitions all information in regard to the necessity of using said appropriations which the commission shall from time to time obtain through its agencies, and shall, on or before the first day of January, 1883, make to the Governor a detailed report of its expenditures.

SEC. 5. The Governor, upon examination of the requisitions, and information presented to him, under the provisions of section four of this act, may from time by his certificate in writing, require the Auditor General to draw his warrant on the State treasury for such sums of the money hereby appropriated as he may deem necessary from the information submitted to him. And the Auditor General is hereby authorized and required upon presentation of the Governor's certificate to draw his warrant as therein required, payable to the chairman of said commission.

SEC. 6. There shall be assessed upon the taxable property of this State in the year eighteen hundred and eighty-two the sum of one hundred and twenty-five thousand dollars and in the year eighteen hundred and eighty-three the further sum of one hundred and forty thousand dollars to be assessed and levied in like manner as other State taxes are by law assessed, levied and paid, which tax when

collected shall be credited to the general fund to reimburse to the same the sum to be drawn therefrom as provided in this act.

The three bills were then placed on the order of the third reading of bills.

On motion of Mr. Turnbull,

The rules were suspended, two-thirds of all the members present voting therefor, and the following bill was put upon its immediate passage:

Senate bill No. 9, entitled

A bill making an appropriation for the relief of sufferers by the great fires of eighteen hundred and eighty-one, in several counties in this State.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. G. H. Hopkins moved to amend the bill by striking out of line 3, section 1, the words "the following purposes: In;"

Which motion did not prevail, two-thirds of the members elect not voting therefor.

On motion of Mr. G. H. Hopkins,

The rule requiring a vote of two-thirds of all the members elect to amend the bill was suspended, two-thirds of all the members present voting therefor.

Whereupon,

Mr. G. H. Hopkins moved to reconsider the vote, by which the House refused to amend the bill;

Which motion prevailed.

The question being on the motion to amend as above moved,

The same prevailed.

Mr. G. H. Hopkins moved to amend the bill by striking out of line 3 of section 3, the word "Hon." before the name of "Henry P. Baldwin;"

Which motion prevailed.

The bill was then passed, two-thirds of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

| Mr. Alvord, | Mr. Cottrell, | Mr. Hitchcox,    | Mr. Perham,  |
|-------------|---------------|------------------|--------------|
| Austin,     | Davenport,    | H. J. Hopkins,   | Pomroy,      |
| Ball,       | Dewey,        | G. H. Hopkins,   | Robertson,   |
| Ballentine, | Diller,       | Howard,          | Root,        |
| Baldwin,    | Dundas,       | Hubbard,         | Rose,        |
| Belden,     | Eakins,       | King,            | Turnbull,    |
| Bennett,    | Earle,        | Kinne,           | Ward,        |
| Bidelman,   | Easton,       | Klei,            | Waring,      |
| Bishop,     | Eaton,        | LaDu,            | J. E. White, |
| Blood,      | Eisenmann,    | Markham,         | J. H. White, |
| Borgman,    | Edwards,      | Martin,          | Wing,        |
| Campbell,   | Fyfe,         | Mercer,          | Wilkins,     |
| Caruss,     | Gale,         | McIntyre,        | Willett,     |
| Carmer,     | Garfield,     | Mulvey,          | Woodruff,    |
| Carpenter,  | Granger,      | E. D. Nelson,    | Wolcott,     |
| Cobb,       | Grant,        | North,           | Wyckoff,     |
| Cooper,     | Hackett,      | Palmerlee,       | Yarrington,  |
| Copley,     | Harford,      | Parker,          | Young,       |
| Corbin,     | Hawkins,      | Parsons,         | Speaker,     |
| Cutcheon,   | Hill,         | A. S. Partridge, |              |

## NAYS.

Mr. Bloom, Mr. Fraser, Mr. Van Loo,

3

Title agreed to.

On motion of Mr. McIntyre,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

On motion of Mr. Ward,

The rules were suspended, two-thirds of all the members present voting therefor, and the House took up the order of

## THIRD READING OF BILLS.

On motion of Mr. Ward,

The rule which requires the third reading of a bill to be on a day subsequent to its consideration in committee of the whole was suspended, two-thirds of all the members present voting therefor;

Whereupon,

Bill No. 3, entitled

A bill to repeal section 2482 of the compiled laws of 1871, being section 22 of an act approved February 13, 1855, entitled "An act to provide for the construction of train railways,"

Was read a third time, and pending the taking of the vote on the passage thereof,

Mr. Turnbull moved to amend the bill, striking out all after the word "enact," in line 1 of section 1, and inserting in lieu thereof the following:

That section 2482 of the compiled laws of 1871, being section 22 of an act approved March 5th, 1867, entitled an act to provide for the construction of tram railways be amended so as to read as follows:

(2482.) SEC. 22. Each and every railway company formed under this act shall pay to the Treasurer of the State of Michigan an annual tax at the rate of one-half of one per cent on the whole amount of capital stock paid in upon the capital stock of said company, which said tax shall be estimated upon the last preceding report of said company, and shall be paid to the said Treasurer on the first Monday of July in each year, which said tax shall be in lieu of the State tax;

Which proposed amendment was referred to the Tax Commission, in accordance with the provisions of the act creating such commission, which requires such reference of amendments.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

## YEAS.

|             |            |               |                  |
|-------------|------------|---------------|------------------|
| Mr. Alvord, | Mr. Eaton, | Mr. Howard,   | Mr. Parsons,     |
| Austin,     | Eisenmann, | Hubbard,      | A. S. Partridge, |
| Baldwin,    | Edwards,   | King,         | Perham,          |
| Belden,     | Fraser,    | Kinne,        | Robertson,       |
| Bennett,    | Fyfe,      | Klei,         | Root,            |
| Bidelman,   | Gale,      | LaDu,         | Van Loo,         |
| Bishop,     | Garfield,  | Markham,      | J. H. White,     |
| Carmar,     | Goodman,   | Martin,       | Wing,            |
| Cobb,       | Grant,     | Mercer,       | Wilkins,         |
| Cooper,     | Harford,   | McIntyre,     | Willett,         |
| Copley,     | Hawkins,   | E. D. Nelson, | Woodruff,        |

|  |  |  |  |
|--|--|--|--|
| Mr. Davenport,<br>Dewey,<br>Dundas,<br>Eakins, | Mr. Hill,<br>Hitchcox,<br>H. J. Hopkins,<br>G. H. Hopkins, | Mr. Nichols,<br>North,<br>Oliver,<br>Parker, | Mr. Wolcott,<br>Wyckoff,<br>Yarrington,<br>Speaker, 60 |
|--|--|--|--|

## NAYS.

|  |  |   |   |
|--|--|---|---|
| Mr. Ball,<br>Blood,<br>Borgman,<br>Caruss, | Mr. Carpenter,<br>Cutcheon,<br>Diller,<br>Earle, | Mr. Granger,<br>Hackett,<br>Littell,<br>Mulvey, | Mr. Palmerlee,<br>Turnbull,<br>Waring,<br>Young, 16 |
|--|--|---|---|

Title agreed to.

House bill No. 11 (file No. 7), entitled

A bill to amend sections 2 and 3 of an act entitled "An act to provide for the sale of State tax lands," approved June 7, 1881, being act No. 229 of the public acts of 1881, and to add four new sections to said act to stand as sections 4, 5, 6, and 7;

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

|  |  |   |  |
|--|--|---|--|
| Mr. Alvord,<br>Austin,<br>Ball,<br>Ballentine,<br>Baldwin,<br>Belden,<br>Bennett,<br>Bidelman,<br>Bishop,<br>Blood,<br>Campbell,<br>Caruss,<br>Carmer,<br>Carpenter,<br>Cooper,<br>Copley,<br>Corbin,<br>Cutcheon, | Mr. Cottrell,<br>Davenport,<br>Dewey,<br>Diller,<br>Dundas,<br>Earle,<br>Easton,<br>Eaton,<br>Eisenmann,<br>Edwards,<br>Fraser,<br>Fyfe,<br>Gale,<br>Garfield,<br>Goodman,<br>Granger,<br>Grant,<br>Hackett, | Mr. Harford,<br>Hawkins,<br>Hill,<br>Hitchcox,<br>H. J. Hopkins,<br>G. H. Hopkins,<br>Howard,<br>Kinne,<br>Klei,<br>Markham,<br>Martin,<br>McIntyre,<br>Mulvey,<br>E. D. Nelson,<br>Nichols,<br>North,<br>Oliver,<br>Palmerlee, | Mr. Parsons,<br>A. S. Partridge,<br>Perham,<br>Pomroy,<br>Robertson,<br>Root,<br>Rose,<br>Van Loo,<br>Ward,<br>Waring,<br>Wing,<br>Wilkins,<br>Woodruff,<br>Wolcott,<br>Wyckoff,<br>Yarrington,<br>Young,<br>Speaker, 72 |
|--|--|---|--|

## NAYS.

Mr. Littell,

1

Title agreed to.

On demand of Mr. Cutcheon,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 9 (file No. 9), entitled

A bill to amend section 6 of chapter 268 of the compiled laws of 1871, being compiler's section 8131, relative to the expenses and compensation of the members of the board of control of the State reform school,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |                |                  |              |
|-------------|----------------|------------------|--------------|
| Mr. Alvord, | Mr. Easton,    | Mr. Hubbard,     | Mr. Pomroy,  |
| Baldwin,    | Eaton,         | King,            | Robertson,   |
| Belden,     | Eisenmann,     | Kinne,           | Root,        |
| Bennett,    | Edwards,       | Klei,            | Rose,        |
| Bidelman,   | Fyfe,          | Littell,         | Turnbull,    |
| Bishop,     | Gale,          | Markham,         | VanLoo,      |
| Borgman,    | Garfield,      | Martin,          | Ward,        |
| Carmer,     | Goodman,       | Mercer,          | Waring,      |
| Carpenter,  | Grant,         | Mulvey,          | J. H. White, |
| Cooper,     | Hackett,       | Nichols,         | Wing,        |
| Copley,     | Harford,       | North,           | Wilkins,     |
| Cutcheon,   | Hawkins,       | Oliver,          | Woodruff,    |
| Cottrell,   | Hill,          | Palmerlee,       | Wolcott,     |
| Davenport,  | Hitchcox,      | Parker,          | Wyckoff,     |
| Dewey,      | H. J. Hopkins, | Parsons,         | Yarrington,  |
| Dundas,     | G. H. Hopkins, | A. S. Partridge, | Young,       |
| Earle,      | Howard,        | Perham,          | Speaker, 68  |

Title agreed to.

## NAYS.

0

On motion of Mr. J. H. White,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

House bill No. 12 (file No. 10), entitled

A bill making an appropriation for rebuilding the north wing of the main building of the reform school, for the building of two new cottages, and for remodeling and extending the steam heating apparatus for said institution,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |               |                    |                  |
|-------------|---------------|--------------------|------------------|
| Mr. Alvord, | Mr. Cottrell, | Mr. H. J. Hopkins, | Mr. North,       |
| Austin,     | Davenport,    | G. H. Hopkins,     | Oliver,          |
| Ball,       | Dewey,        | Howard,            | Palmerlee,       |
| Baldwin,    | Dundas,       | Hubbard,           | Parsons,         |
| Barton,     | Earle,        | King,              | A. S. Partridge, |
| Bishop,     | Easton,       | Kinne,             | Perham,          |
| Blood,      | Eaton,        | Klei,              | Pomroy,          |
| Borgman,    | Eisenmann,    | Littell,           | Robertson,       |
| Campbell,   | Fyfe,         | Markham,           | Root,            |
| Carmer,     | Gale,         | Martin,            | Rose,            |
| Carpenter,  | Garfield,     | Mercer,            | Turnbull,        |
| Cobb,       | Goodman,      | McIntyre,          | Ward,            |
| Cooper,     | Grant,        | Mulvey,            | Waring,          |
| Copley,     | Hackett,      | E. D. Nelson,      | J. H. White,     |
| Corbin,     | Harford,      | Nichols,           | Wilkins,         |
| Cutcheon,   | Hill,         |                    | 62               |

## NAYS.

|               |             |             |              |
|---------------|-------------|-------------|--------------|
| Mr. Bidelman, | Mr. Diller, | Mr. Parker, | Mr. Wolcott, |
| Caruss,       | Hitchcox,   | VanLoo,     | Young, 8     |

Title agreed to.

On motion of Mr. Ward,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By unanimous consent,

The following petition was presented :

No. 136. By Mr. Martin: Petition of J. Byron Judkins, O. M. Beardsley, F. A. Diggins, and 15 others of Osceola county, asking that they may be left with the counties on the west shore in a congressional district;

Referred to the select committee on apportionment.

By unanimous consent

Mr. Woodruff, leave being granted, introduced

House bill No. 15, entitled

A bill for revising and redistricting the State of Michigan into eleven congressional districts, according to an act of the Forty-seventh Congress, approved February, 1882.

The bill was read a first and second time by its title, and referred to the select committee on apportionment.

On motion of Mr. Turnbull,

The rules were suspended, two-thirds of all the members present voting therefor, to allow him to offer a resolution;

Whereupon,

Mr. Turnbull offered the following resolution :

*Resolved*, That the rule of this House that requires all amendments of bills reported by the Tax Commission to be first referred to said Commission before they can be acted upon be repealed.

The Speaker ruled the resolution out of order, on the ground that the House had no rule on the subject, but that the action of the House must be governed by the law creating the Tax Commission; which law especially provides that no amendment shall be made until the Commission shall have time to report their opinion thereon, and that it was not competent for this House to set aside that law by a resolution.

Mr. Turnbull appealed from the ruling of the Speaker;

The question being, shall the judgment of the chair stand as the judgment of the House;

After some discussion,

On motion of Mr. Baldwin,

The appeal was laid on the table.

On motion of Mr. Dundas,

The House adjourned.

*Lansing, Wednesday, March 8, 1882.*

The House met pursuant to adjournment and was called to order by the Speaker *pro tem*.

Prayer by Rev. Mr. Badger.

Roll called: quorum present.

Absent without leave: Mr. Prindle.

On motion of Mr. Garfield,

Leave of absence was granted to Mr. Prindle for the day on account of illness.

#### REPORTS OF STANDING COMMITTEES.

By the Tax Commission:

*To the Honorable the House of Representatives of the State of Michigan:*

The Tax Commission beg leave to report that they have had under consideration

Bill No. 6, entitled

A bill to repeal section No. 1138 of the compiled laws of 1871, being an act approved March 21, 1865, entitled "An act to provide for assessing property in certain cases at any time between the first days of May and October in each year, and for the more speedy collection of taxes in certain cases;" and section No. 1141 of the compiled laws of 1871, being an act approved April 5, 1869, entitled "An act to provide for the payment of taxes levied and assessed upon lands purchased and held for non-payment of taxes;" and act No. 169 of the session laws of 1873, approved April 25, 1873, entitled "An act requiring settlers under the homestead laws of the United States to pay taxes after a residence of five years;" and act No. 180 of the session laws of 1873, approved April 29, 1873, entitled "An act relative to licensed homestead lands, and to provide for taxing the same in certain cases;" and act No. 37 of the session laws of 1873, approved March 22, 1873, entitled "An act relative to the payment of taxes;" and act No. 118 of the session laws of 1873, approved April 18, 1873, entitled "An act relative to granting injunctions in certain cases," and act No. 6 of the session laws of 1874, approved March 24, 1874, entitled "An act relative to taxation;" and section No. 1136 of the compiled laws of 1871 as amended by act No. 82 of the session laws of 1875, entitled "An act to provide for the return and settlement of tax sales of county treasurers;" and sections No. 967 to No. 1133 both inclusive, of the compiled laws of 1871, the same being act No. 169 of the session laws of 1869, approved April 6, 1869, entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," also all acts amendatory thereof;

Together with the following amendment proposed thereto and referred to the Tax Commission:

Amend said bill by adding to the end thereof the following:

Act No. 59 of the laws of 1872, entitled "An act to amend section one of an act entitled 'An act to amend an act entitled "An act to amend an act imposing a specific tax upon corporations and chartered companies engaged in the business of mining, smelting and refining ores in this State,"'" approved March 10th, 1865, as amended by act No. 191 of the session laws of 1867, as

amended by act No. 111 of the session laws of 1871, approved April 15th, 1871, being section one thousand one hundred and seventy-six of the compiled laws of 1871, approved March 29th, 1872.

This amendment contemplates the immediate repeal of the law providing for the payment of a specific tax by mining corporations. In our report to the Governor we called attention to the subject of specific taxes. Soon after the commencement of the present extra session of the Legislature our attention was called directly to the subject again, by a communication in writing, signed by Senators and Representatives from the Upper Peninsula, requesting us to recommend the repeal of the law providing for specific taxes on copper and iron ore. As we then understood the subject this met our entire approval, and we caused to be prepared and at our request the amendment now under consideration was offered in the House. Since that time we have given the subject a most careful examination. We find that the specific taxes upon said mining corporations for the year 1881 have not been assessed and will not be until the first day of May 1882. The effect of the immediate repeal of the law as proposed in the amendment would be to prevent the assessment and collection of the taxes for the year 1881. As the House is aware the State Board of Equalization met in 1881 and fixed the basis for the apportionment of State taxes for five years from that date. The value of the property of mining companies upon which specific taxes are paid forms no part of the aggregate valuation of property in the counties in which it is situated, as ascertained and determined by the State Board of Equalization.

The statute of 1871 expressly provides that the statement to be made by the clerk of the board of supervisors in counties where mining property is situated shall not embrace property paying specific taxes. The amount paid into the State treasury from mining corporations for specific taxes for the year 1880 was about \$40,000, one-half of which, under the law, is paid over to the counties in which the mining property is situated, leaving to the State about \$20,000. There can be no new equalization by the State board until the year 1886, and until that date the State tax must be apportioned upon the equalization of 1881. Assuming that the specific taxes will continue outstanding, as in 1880, if the statute is not repealed, the result of the repeal of the law as proposed would be a direct loss to the State of about \$20,000 per year for the years 1881, 1882, 1883, 1884, and 1885, making a total of about \$100,000. If the law is repealed we see no way of avoiding this result. As to the tax for the year 1881, the effect of the repeal would be to relieve the mining companies from the payment of the \$40,000 without any equivalent to the counties in which they are situated or to the State.

With this understanding of the subject, we cannot recommend the adoption of the proposed amendment.

All of which is respectfully submitted,

*Dated March 8, 1882.*

JOHN MOORE,  
*Chairman Commission.*

Report accepted.

The report and bill were then referred to the committee of the whole.

#### REPORTS OF SELECT COMMITTEE.

By the select committee on apportionment:

The select committee on apportionment, to whom was referred  
Substitute for Senate bills Nos. 11 and 13, entitled



A bill to divide the State of Michigan into eleven congressional districts, Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

H. W. SEYMOUR, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Seymour,

The House concurred in the amendments made to the bill by the committee.

The bill was then referred to the committee of the whole and placed on the general order.

#### MESSAGES FROM THE GOVERNOR.

The Speaker *pro tem.* announced the following:

EXECUTIVE OFFICE,  
Lansing, March 7, 1882. }

*To the Senate and House of Representatives:*

At the last session, the Legislature by Act No. 264, sought to make provision at the State prison for erecting and furnishing a building two stories high, one hundred and thirty-two feet long by fifty-nine feet in width, with a cellar under the whole building. Also for rebuilding the old portion of the shop occupied by the Withington and Cooley manufacturing company, one hundred and seventy feet long by one hundred and twelve feet wide.

The appropriation thus made authorized the expenditure of thirty-eight thousand dollars.

When the bids were received for the construction of these buildings, they far exceeded the amount of the appropriation, and so far the board of inspectors has been unable to let said contracts within the appropriation.

The buildings are required and the rebuilding of the shop a necessity.

I respectfully bring the matter to your attention for such action as in your judgment the exigencies of the situation require.

DAVID H. JEROME.

The message was laid on the table.

#### COMMUNICATIONS FROM STATE OFFICERS.

The Speaker *pro tem.* announced the following:

AUDITOR GENERAL'S OFFICE,  
Lansing, March 6, 1882. }

HON. S. C. MOFFATT,

*Speaker of the House of Representatives:*

SIR—I have the honor to acknowledge the receipt of the following resolution of inquiry, adopted by the House on the twenty-fourth ultimo:

*Resolved,* That the Auditor General be and he is hereby requested to furnish to the House a statement in regard to lands bid off in the name of the State, or sales for delinquent taxes, which shall show by counties, year by year:

1st. The amount of taxes unpaid against the lands so bid off, and the amount of expenses of sales;

2d. The amounts received by the State on redemptions and sales of such lands, including interest and penalties;

3d. The amounts received on sales and redemptions of said lands under the

act No. 229, session laws of 1881, public acts, page 271; such statements also to show the aggregate sums of each of said items.

It is not possible within the probable duration of the present session of the Legislature to literally comply with the resolution and give figures by counties, year by year. A compilation has been made as carefully as possible in the limited time and which is believed to be substantially correct, showing aggregates as follows: For the twenty years commencing with October, 1861, and ending with October, 1880, the aggregate amount of bids to State, including taxes, interest, and charged to the time the lands were so bid to State was \$4,597,945.45. Out of this amount there has been collected during the twenty fiscal years ending September 30, 1881 (exclusive of amounts refunded), by sales at this office and by county treasurers, and by redemptions, including interest and charges to dates of collection, \$3,309,532.34, showing that the amounts bid to the State during the last twenty years have exceeded the amounts collected on such bids \$1,288,413.11.

At the close of the fiscal year ending September 30, 1881, only \$1,552.85 had been received under act 229, laws of 1881. The total amount received under said act from the time it became operative September 11, 1881, to February 28, 1882, is \$114,586.76. The amount of delinquent taxes returned to this office for twenty years commencing with taxes of 1861 and ending with those assessed in 1880 was \$13,744,204.28. The amounts collected on account of delinquent lands during the last twenty fiscal years, and including amounts received by county treasurers for lands sold in October, 1881 (exclusive of amounts refunded) are as follows:

|   |                 |
|---|-----------------|
| Paid before sale to Auditor General and county treasurers.....                                | \$9,420,198 25  |
| Sales by county treasurers at first offering .....  | 2,287,066 06    |
| Aggregate at close of first offering of the lands.....  | \$11,707,264 31 |
| Collected from bids to State redemptions at this office and at county treasurer's office..... | 1,348,038 95    |
| Sales at Auditor General's office before redemptions expired.....                             | 329,233 23      |
| State tax lands sold by Auditor General and county treasurers.....                            | 1,632,260 16    |
| Aggregate from lands bid to State.....  | 3,309,532 34    |
| Total collections.....  | 15,016,796 65   |
| Amounts returned delinquent.....  | 13,744,204 28   |
| Collections in excess of returns for last twenty years.....                                   | \$1,272,592 37  |

Very respectfully,

W. IRVING LATIMER,  
*Auditor General.*

The communication was laid on the table.

#### MOTIONS AND RESOLUTIONS.

Mr. Bennett offered the following resolution:

*Resolved*, That a respectful message be sent to the Senate, asking the return to this House of

Bill No. 3, entitled

A bill to repeal section 2483 of the compiled laws of 1871, being section 22 of an act approved February 13, 1855, entitled "An act to provide for the construction of train railways;"

Which was adopted.

Mr. G. H. Hopkins moved to take from the table,

Bill No. 2, entitled

A bill to repeal section 2527 of the compiled laws of 1871, being section 26 of an act approved March 5, 1867, entitled "An act to provide for the formation of street railway companies;"

Which motion prevailed.

On motion of Mr. Turnbull,

The bill was recommitted to the committee of the whole.

#### QUESTION OF PRIVILEGE.

Mr. Fraser rose to a question of privilege and stated that the journal of Friday, March 3, reported him as voting "yea" on the passage of

Senate bill No. 12, entitled

A bill substituting new assessment rolls made by the supervisors of the townships of Forester and Evergreen, in the county of Sanilac, for the original assessment rolls of said townships for the year 1881, destroyed by fire.

Whereas, in fact, he did not vote at all; but if he was to be recorded as voting he wished to be recorded as voting "nay."

The Speaker *pro tem.* stated that the question of privilege would be entered on the journal.

#### GENERAL ORDER.

On motion of Mr. Young,

The House went into committee of the whole, on the general order,

Whereupon,

The Speaker *pro tem.* called Mr. Wing to the chair.

After some time spent therein, the committee rose, and through the chairman, made the following report:

The committee of the whole have had under consideration the following:

1. House bill No. 8 (file No. 11), entitled

A bill to provide for the insurance of buildings owned by the State, and for the rebuilding or repairing of such buildings in case of loss, and providing for the temporary care of the inmates thereof;

Have made no amendments thereto, and have directed their chairman to report the same back to the House, and recommend its passage.

The committee of the whole have also had under consideration the following:

2. Senate substitute for Senate bills Nos. 11 and 13, entitled

A bill to divide the State of Michigan into eleven congressional districts;

Have made sundry amendments thereto, and have directed their chairman to report the same back to the House, asking concurrence therein, and recommend its passage.

The committee of the whole have also had under consideration the following:

3. Bill No. 6, entitled

A bill to repeal section No. 1138 of the compiled laws of 1871, being an act

approved March 21, 1865, entitled "An act to provide for assessing property in certain cases at any time between the first days of May and October in each year, and for the more speedy collection of taxes in certain cases;" and section No. 1141 of the compiled laws of 1871, being an act approved April 5, 1869, entitled "An act to provide for the payment of taxes levied and assessed upon lands purchased and held for non-payment of taxes;" and act No. 169 of the session laws of 1873, approved April 25, 1873, entitled "An act requiring settlers under the homestead laws of the United States to pay taxes after a residence of five years;" and act No. 180 of the session laws of 1873, approved April 29, 1873, entitled "An act relative to licensed homestead lands, and to provide for taxing the same in certain cases;" and act No. 37 of the session laws of 1873, approved March 22, 1873, entitled "An act relative to the payment of taxes;" and act No. 118 of the session laws of 1873, approved April 18, 1873, entitled "An act relative to granting injunctions in certain cases," and act No. 6 of the session laws of 1874, approved March 24, 1874, entitled "An act relative to taxation;" and section No. 1136 of the compiled laws of 1871 as amended by act No. 82 of the session laws of 1875, entitled "An act to provide for the return and settlement of tax sales of county treasurers;" and sections No. 967 to No. 1133, both inclusive, of the compiled laws of 1871, the same being act No. 169 of the session laws of 1869, approved April 6, 1869, entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," also all acts amendatory thereof;

But not having gone through therewith, have directed their chairman to report that fact to the House and ask leave to sit again.

GILES M. WING, *Chairman*.

Report accepted.

The first named bill was placed on the order of third reading of bills.

The question being on concurring in the amendments made by the committee of the whole to the bill,

The House concurred.

On motion of Mr. Cutcheon,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

#### YEAS.

|             |                |                |                      |
|-------------|----------------|----------------|----------------------|
| Mr. Alvord, | Mr. Davenport, | Mr. Hitchcock, | Mr. A. S. Partridge, |
| Austin,     | Dundas,        | H. J. Hopkins, | Powroy,              |
| Barton,     | Easton,        | G. H. Hopkins, | Robertson,           |
| Belden,     | Eaton,         | Howard,        | Root,                |
| Bennett,    | Edwards,       | Kinne,         | Rose,                |
| Bidelman,   | Estabrook,     | Klei,          | VanLoo,              |
| Bishop,     | Ewers,         | Knapp,         | Ward,                |
| Borgman,    | Fyfe,          | LaDu,          | Waring,              |
| Campbell,   | Gale,          | Markham,       | J. E. White,         |
| Caruss,     | Garfield,      | Martin,        | Wing,                |
| Carpenter,  | Goodman,       | Millard,       | Wilkins,             |
| Cobb,       | Grant,         | Nichols,       | Woodruff,            |
| Copley,     | Harford,       | Oliver,        | Yarrington,          |
| Cutcheon,   | Hawkins,       | Palmerlee,     | Speaker,             |
| Cottrell,   | Hill,          | Parsons,       |                      |

## NAYS.

|             |             |              |              |    |
|-------------|-------------|--------------|--------------|----|
| Mr. Ball,   | Mr. Corbin, | Mr. Hubbard, | Mr. Parker,  |    |
| Ballentine, | Dewey,      | King,        | Seymour,     |    |
| Baldwin,    | Diller,     | Littell,     | J. H. White, |    |
| Blood,      | Earle,      | Mercer,      | Willett,     |    |
| Bloom,      | Fraser,     | McIntyre,    | Wolcott,     |    |
| Carmer,     | Gibbs,      | Mulvey,      | Wyckoff,     |    |
| Cooper,     | Granger,    | North,       | Young,       | 28 |

Title agreed to.

Mr. Estabrook moved that the bill be ordered to take immediate effect.

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

The question being on granting the committee of the whole leave to sit again for further consideration of the third named bill,

Leave was granted.

On motion of Mr. Cottrell,

The House took a recess until 2 o'clock, P. M.

## AFTERNOON SESSION.

2 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

On motion of Mr. Carmer,

Leave of absence was granted to Mr. Root for the afternoon, on account of illness.

On motion of Mr. Wilkins,

Leave of absence was granted to himself for the afternoon after 4:30 o'clock.

Mr. Littell moved to reconsider the vote by which the House this forenoon refused to order the following bill to take immediate effect, viz.:

Senate substitute for Senate bills Nos. 11 and 13, entitled

A bill to divide the State of Michigan into eleven election districts,

Which motion prevailed.

The question being on the motion to order the bill to take immediate effect,

The same did not prevail, two-thirds of all the members elect not voting therefor.

By unanimous consent,

The Speaker announced the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
Lansing, March 8, 1882. }

To the Speaker of the House of Representatives:

SIR,—I am instructed to return to the House the following bill:

House bill No. 2, entitled

A bill to repeal section 2428 of the compiled laws of 1871, being section 22

of an act approved February 13, 1855, entitled "An act to provide for the construction of train railways,"

In accordance with a request this day received.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*

On motion of Mr. G. H. Hopkins,

The bill was laid on the table.

By unanimous consent the following report was made:

By the Tax Commission:

*To the Honorable the House of Representatives of the State of Michigan:*

The Tax Commission beg leave to report that they have had under consideration the following amendment, viz.:

Mr. Turnbull moved to amend the bill, striking out all after the word "enact," in line 1 of section 1, and inserting in lieu thereof the following:

That section 2482 of the compiled laws of 1871, being section 22 of an act approved March 5, 1867, entitled an act to provide for the construction of tram railways be amended so as to read as follows:

(2482.) SEC. 22. Each and every railway company formed under this act shall pay to the Treasurer of the State of Michigan an annual tax at the rate of one-half of one per cent on the whole amount of capital stock paid in upon the capital stock of said company, which said tax shall be estimated upon the last preceding report of said company, and shall be paid to the said Treasurer on the first Monday of July in each year, which said tax shall be in lieu of the State tax.

For reasons already presented to the House, we cannot approve of this amendment.

JOHN MOORE, *Chairman.*

March 8, 1882.

Report accepted.

The report was referred to the committee of the whole.

#### GENERAL ORDER.

On motion of Mr. Turnbull,

The House went into committee of the whole, on the general order;

Mr. Wing in the chair.

After some time spent therein, the committee rose, and through their chairman, made the following report:

The committee of the whole have had under consideration the following:

1. House bill No. 6, entitled

A bill to repeal section No. 1138 of the compiled laws of 1871, being an act approved March 21, 1865, entitled "An act to provide for assessing property in certain cases at any time between the first days of May and October in each year, and for the more speedy collection of taxes in certain cases;" and section No. 1141 of the compiled laws of 1871, being an act approved April 5, 1869, entitled "An act to provide for the payment of taxes levied and assessed upon lands purchased and held for non-payment of taxes;" and act No. 169 of the session laws of 1873, approved April 25, 1873, entitled "An act requiring settlers under the homestead laws of the United States to pay taxes after a residence of five years;" and act No. 180 of the session laws of 1873, approved April 29, 1873, entitled "An act relative to licensed homestead lands, and to

provide for taxing the same in certain cases;" and act No. 37 of the session laws of 1873, approved March 22, 1873, entitled "An act relative to the payment of taxes;" and act No. 118 of the session laws of 1873, approved April 18, 1873, entitled "An act relative to granting injunctions in certain cases," and act No. 6 of the session laws of 1874, approved March 24, 1874, entitled "An act relative to taxation;" and section No. 1136 of the compiled laws of 1871 as amended by act No. 82 of the session laws of 1875, entitled "An act to provide for the return and settlement of tax sales of county treasurers;" and sections No. 967 to No. 1133 both inclusive, of the compiled laws of 1871, the same being act No. 169 of the session laws of 1869, approved April 6, 1869, entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," also all acts amendatory thereof;

Have made an amendment thereto, and have directed their chairman to report the same back to the House, and recommend their passage;

The committee of the whole have also had under consideration the following:

2. Bill No. 2, entitled

A bill to repeal section 2527 of the compiled laws of 1871, being section 26 of an act approved March 5, 1867, entitled "An act to provide for the formation of street railway companies;"

Have made no amendments thereto and have directed their chairman to report the same back to the House and recommend its passage.

GILES W. WING, *Chairman*.

Report accepted and committee discharged.

The question being on concurring in the amendment made by the committee of the whole to the bill,

The House concurred.

The two bills were then placed on the order of third reading of bills.

On motion of Mr. Campbell,

The rules were suspended, two-thirds of all the members present voting therefor, and the two bills were put upon their immediate passage.

Whereupon,

Bill No. 6, entitled

A bill to repeal section No. 1138 of the compiled laws of 1871, being an act approved March 21, 1865, entitled "An act to provide for assessing property in certain cases at any time between the first days of May and October in each year, and for the more speedy collection of taxes in certain cases;" and section No. 1141 of the compiled laws of 1871, being an act approved April 5, 1869, entitled "An act to provide for the payment of taxes levied and assessed upon lands purchased and held for non-payment of taxes;" and act No. 169 of the session laws of 1873, approved April 25, 1873, entitled "An act requiring settlers under the homestead laws of the United States to pay taxes after a residence of five years;" and act No. 180 of the session laws of 1873, approved April 29, 1873, entitled "An act relative to licensed homestead lands, and to provide for taxing the same in certain cases;" and act No. 37 of the session laws of 1873, approved March 22, 1873, entitled "An act relative to the payment of taxes;" and act No. 118 of the session laws of 1873, approved April 18, 1873, entitled "An act relative to granting injunctions in certain cases," and act No. 6 of the session laws of 1874, approved March 24, 1874, entitled "An act relative to taxation;" and section No. 1136 of the compiled laws of 1871 as amended by act No. 82 of the session laws of 1875, entitled "An act to provide for the return and settlement of tax sales of county treasurers;"

and sections No. 967 to No. 1133, both inclusive, of the compiled laws of 1871, the same being act No. 169 of the session laws of 1869, approved April 6, 1869, entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," also all acts amendatory thereof,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |            |                |              |
|-------------|------------|----------------|--------------|
| Mr. Austin, | Mr. Dewey, | Mr. Hill,      | Mr. Parsons, |
| Ball,       | Diller,    | Hitchcox,      | Pomroy,      |
| Baldwin,    | Dundas,    | H. J. Hopkins, | Robertson,   |
| Barton,     | Eakins,    | G. H. Hopkins, | Rose,        |
| Belden,     | Earle,     | Howard,        | Turnbull,    |
| Bennett,    | Easton,    | Hubbard,       | Van Loo,     |
| Bidelman,   | Eaton,     | King,          | Ward,        |
| Bishop,     | Eisenmann, | Kinne,         | Waring,      |
| Borgman,    | Edwards,   | Klei,          | J. E. White, |
| Campbell,   | Estabrook, | Knapp,         | J. H. White, |
| Carmer,     | Ewers,     | LaDu,          | Wing,        |
| Carpenter,  | Fraser,    | Littell,       | Wilkins,     |
| Cobb,       | Fyfe,      | Martin,        | Willett,     |
| Cooper,     | Gale,      | Millard,       | Woodruff,    |
| Copley,     | Garfield,  | Mulvey,        | Wolcott,     |
| Corbin,     | Gibbs,     | Nichols,       | Wyckoff,     |
| Cutcheon,   | Goodman,   | Oliver,        | Yarrington,  |
| Cottrell,   | Grant,     | Palmerlee,     | Speaker,     |
| Davenport,  | Harford,   | Parker,        |              |

75

## NAYS

0

Title agreed to.

On demand of Mr. Campbell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Bill No. 2, entitled

A bill to repeal section 2527 of the compiled laws of 1871, being section 26 of an act approved March 5, 1867, entitled "An act to provide for the formation of street railway companies,"

Was read a third time and pending the taking of the vote on the passage thereof,

Mr. Earle raised a point of order against the House at this time taking any action as to the bill in question, his objection to further action being that the bill had never been properly introduced into the House; that neither a member nor committee of either House of the Legislature had presented this bill; that, by the constitution of this State and the rules of the House, a definite method was provided for the introduction of bills; that that method had been entirely ignored, and that all future action had upon the bill will be entirely unauthorized; therefore the bill had no legal standing in the House.

The Speaker ruled that the point of objection was not well taken; that, under the law creating the Tax Commission, the bill, with several others, came from the Governor, as the work of such commission: that the bill entered the House, with others, by special message opening this session; that the objection raised might be a question for the consideration of the House, but it was not an objection which could be sustained at this time by the presiding officer.



Whatever opinion might be entertained upon the subject, the objection could be easily cured by deferring further action until the formal introduction by some member.

Mr. Earle appealed from the ruling of the chair.

The question being shall the judgment of the chair stand as the judgment of the House,

After some discussion,

Mr. Cottrell demanded the previous question.

The demand was seconded.

The question being shall the main question be now put,

The same was ordered.

The question being, shall the judgment of the chair stand as the judgment of the House,

The judgment of the chair was sustained.

The question being upon the passage of the bill, pending the taking of the vote thereon,

Mr. Campbell moved that the rule requiring a vote of two-thirds of all the members elect to amend a bill after its consideration in committee of the whole be suspended.

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

Mr. Campbell moved to amend the bill by striking out of line 1, section 1, all after the word "enact" and inserting the following: "That section 2527 of the compiled laws of 1871, being section 26 of an act approved March 5, 1867, entitled "an act to provide for the formation of street railway companies," be amended so as to read as follows:

(2527) SECTION 26. Each and every railway company formed under this act shall pay to the Treasurer of the State of Michigan an annual tax at the rate of one-half of one per cent on the cash value of such road, said cash value to be determined by the Commissioner of Railroads, on or before the first day of May, 1882, and every five years thereafter said tax shall be paid to the said Treasurer on the first Monday of July in each year, and shall be in lieu of all other State taxes upon all the property of said company. The purpose of this amendment is to retain the specific taxes as now paid by said companies to the State, and to permit the taxation of the property of said companies for county, township and municipal purposes.

Pending which,

The Tax Commission, by their chairman, orally reported their disapproval of the amendment.

On the motion to amend,

Mr. Campbell demanded the yeas and nays.

The demand was seconded and the motion to amend the bill as moved above did not prevail, two thirds of all the members elect not voting therefor by yeas and nays as follows:

#### YEAS.

|            |            |              |             |
|------------|------------|--------------|-------------|
| Mr. Blood, | Mr. Dewey, | Mr. Hawkins, | Mr. Rose,   |
| Bloom,     | Diller,    | Hill,        | Turnbull,   |
| Borgman,   | Eisenmann, | Hitchcox,    | Ward,       |
| Campbell,  | Fraser,    | Littell,     | Willett,    |
| Caruss,    | Goodman,   | Markham,     | Yarrington, |
| Outcheon,  | Grant,     | McIntyre,    | Young,      |
| Davenport, | Hackett,   |              |             |

## NAYS.

|             |                |            |                      |
|-------------|----------------|------------|----------------------|
| Mr. Alvord, | Mr. Earle,     | Mr. Kinne, | Mr. A. S. Partridge, |
| Austin,     | Easton,        | Klei,      | Perham,              |
| Ball,       | Eaton,         | Knapp,     | Pomroy,              |
| Baldwin,    | Estabrook,     | LaDu,      | Robertson,           |
| Barton,     | Ewers,         | Martin,    | Van Loo,             |
| Belden,     | Fyfe,          | Mercer,    | Waring,              |
| Bennett,    | Gale,          | Millard,   | J. H. White,         |
| Bishop,     | Garfield,      | Mulvey,    | Wing,                |
| Carpenter,  | Gibbs,         | Nichols,   | Woodruff,            |
| Copley,     | Granger,       | North,     | Wolcott,             |
| Corbin,     | H. J. Hopkins, | Oliver,    | Wyckoff,             |
| Cottrell,   | G. H. Hopkins, | Palmerlee, | Speaker,             |
| Dundas,     | Hubbard,       | Parsons,   | 51                   |

The question recurring on the passage of the bill,

Mr. Cutcheon demanded the previous question.

The demand was seconded.

The question being shall the main question be now put,

The same was ordered.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

## YEAS.

|             |                |             |                  |
|-------------|----------------|-------------|------------------|
| Mr. Alvord, | Mr. Dundas,    | Mr. Howard, | Mr. Parsons,     |
| Austin,     | Easton,        | Hubbard,    | A. S. Partridge, |
| Baldwin,    | Eaton,         | King,       | Perham,          |
| Barton,     | Eisenmann,     | Kinne,      | Pomroy,          |
| Belden,     | Estabrook,     | Klei,       | Robertson,       |
| Bennett,    | Ewers,         | Knapp,      | Van Loo,         |
| Bishop,     | Fyfe,          | LaDu,       | Ward,            |
| Carpenter,  | Gale,          | Markham,    | Waring,          |
| Cobb,       | Garfield,      | Martin,     | J. E. White,     |
| Cooper,     | Gibbs,         | Mercer,     | J. H. White,     |
| Copley,     | Granger,       | Millard,    | Wing,            |
| Corbin,     | Grant,         | McIntyre,   | Willetts,        |
| Cutcheon,   | Harford,       | Mulvey,     | Woodruff,        |
| Cottrell,   | Hill,          | Nichols,    | Wolcott,         |
| Davenport,  | Hitchcox,      | North,      | Wyckoff,         |
| Dewey,      | H. J. Hopkins, | Oliver,     | Speaker,         |
| Diller,     | G. H. Hopkins, |             | 66               |

## NAYS.

|             |               |              |                |
|-------------|---------------|--------------|----------------|
| Mr. Ball,   | Mr. Campbell, | Mr. Goodman, | Mr. Palmerlee; |
| Ballentine, | Carrus,       | Hackett,     | Rose,          |
| Blood,      | Earle,        | Hawkins,     | Yarrington,    |
| Bloom,      | Edwards,      | Littell,     | Young,         |
| Borgman,    | Fraser,       |              | 18             |

The question being on agreeing to the title,

Mr. Young moved to amend the title so as to read as follows:

"A bill to exempt street railroads from taxation,"

Which motion did not prevail.

The title was then agreed to.

On motion of Mr. Fyfe,  
By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By unanimous consent,

Mr. G. H. Hopkins moved to take from the table,

Bill No. 3, entitled

A bill to repeal section 2482 of the compiled laws of 1871, being section 22 of an act approved February 13, 1855, entitled "An act to provide for the construction of train railways,"

Which motion prevailed.

On motion of Mr. Fyfe,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

The bill was then re-transmitted to the Senate.

By unanimous consent,

The Speaker announced the following:

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
Lansing, March 8, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to re-transmit the following bill:

Senate substitute for Senate bills Nos. 11 and 13, entitled,

A bill to divide the State of Michigan into eleven Congressional districts.

Which the House amended as shown by message of this date, now to inform the House that in said amendments the Senate has non-concurred.

Very respectfully,

EDWIN S. HOSKINS,

*Secretary of the Senate.*

Mr. Wing moved that the House do insist upon its amendments to the bill, and that in case the Senate refuse to grant the same the questions in difference be referred to a committee of conference to consist, on the part of the House, of nine members,—one from each congressional district; and on the part of the Senate, of such number as may be determined upon;

Which motion prevailed.

QUESTION OF PRIVILEGE.

Mr. Outcheon arose to a question of privilege and stated that the journal of yesterday reported him as voting "nay" on the passage of

Bill No. 3, entitled

A bill to repeal section 2482 of the compiled laws of 1871, being section 22 of an act approved February 13, 1855, entitled "An act to provide for the construction of train railways."

Whereas, in fact, he voted "yea," and wished to be so recorded.

The Speaker stated that the question of privilege would be entered upon to-day's journal.

On motion of Mr. Young,

The House adjourned.

*Lansing, Thursday, March 9, 1882.*

The House met pursuant to adjournment and was called to order by the Speaker.

Prayer by Rev. Mr. Franklin.

Roll called: quorum present.

Absent without leave: Messrs. Millard, E. D. Nelson, and Prindle.

On motion of Mr. Ward,

Leave of absence was granted to Mr. Millard for the day.

On motion of Mr. Palmerlee,

Leave of absence was granted to Mr. Prindle indefinitely on account of illness.

#### PRESENTATION OF PETITIONS.

No. 137. By Mr. Granger: Petition of 34 citizens of Elkland and Novesta, asking for an appropriation to rebuild the bridge across Cass river, burned during the late fires;

Referred to the committee on public lands.

#### THIRD READING OF BILLS.

House bill No. 8, (file No. 11), entitled

A bill to provide for the insurance of buildings owned by the State, and for the rebuilding or repairing of such buildings in case of loss, and providing for the temporary care of the inmates thereof,

Was read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |               |                |                  |
|-------------|---------------|----------------|------------------|
| Mr. Alvord, | Mr. Cutcheon, | Mr. Hackett,   | Mr. Palmerlee,   |
| Ball,       | Cottrell,     | Harford,       | Parsons,         |
| Ballentine, | Dewey,        | Hitchcox,      | A. S. Partridge, |
| Baldwin,    | Diller,       | G. H. Hopkins, | B. F. Partridge, |
| Barton,     | Dundas,       | Howard,        | Perham,          |
| Belden,     | Earle,        | Hubbard,       | Pomroy,          |
| Bennett,    | Easton,       | Kinne,         | Robertson,       |
| Bidelman,   | Eaton,        | Klei,          | Root,            |
| Bishop,     | Eisenmann,    | LaDu,          | Ward,            |
| Bloom,      | Edwards,      | Markham,       | Waring,          |
| Borgman,    | Estabrook,    | Martin,        | J. E. White,     |
| Campbell,   | Ewers,        | Mercer,        | J. H. White,     |
| Carnier,    | Gale,         | McIntyre,      | Wing,            |
| Cobb,       | Gibbs,        | Mulvey,        | Wilkins,         |
| Cooper,     | Goodman,      | Nichols,       | Willetts,        |
| Copley,     | Granger,      | North,         | Wyckoff,         |
| Corbin,     | Grant,        | Oliver,        | Young,           |

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#### NAYS.

|             |                |             |             |
|-------------|----------------|-------------|-------------|
| Mr. Caruss, | Mr. Hill,      | Mr. Parker, | Mr. VanLoo, |
| Carpenter,  | H. J. Hopkins, | Rose,       | Woodruff,   |
| Davenport,  | Knapp,         | Seymour,    | Wolcott,    |

Mr. Fraser,  
Garfield,

Mr. Littell,  
W. Nelson,

Mr. Turnbull,

Mr. Yarrington,  
18

Title agreed to.

On motion of Mr. Estabrook,

By a vote of two-thirds of all members elect, the bill was ordered to take immediate effect.

#### MOTIONS AND RESOLUTIONS.

Mr. Kinne offered the following concurrent resolution:

*Resolved* (the Senate concurring), That from and after Saturday, March 11, the two houses will transact no business other than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the journal by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of this Legislature shall be on Tuesday, March 14th, at 12 o'clock M. of that day.

Laid over one day under the rules.

#### QUESTION OF PRIVILEGE.

Mr. Wing arose to a question of privilege, as follows:

The journal of yesterday states that he made a motion for a committee of conference as to matters of difference between the two houses relative to the bill apportioning eleven congressmen among the several counties of the State, whereas, in fact, the motion he made was that the bill, together with the entire subject of apportionment be referred to such committee.

The Speaker stated that he so understood the motion and so stated it to the House, and that the journal was in error in limiting the question referred, and that the journal would be corrected to relate the fact.

Mr. J. E. White offered the following resolution:

WHEREAS, At the regular session of the Legislature, the following resolution was adopted:

*Resolved by the House of Representatives* (the Senate concurring), That for the very efficient and faithful services of Mr. L. C. Hitchcock and Charles Tucker in their uniform promptness and care in managing the elevator, and their uniform kindness toward the members of the Legislature in meeting their wishes at the different floors of the capitol, the board of State Auditors be recommended to pay Mr. L. C. Hitchcock one dollar a day additional to his present allowance, and to pay Mr. Charles Tucker one dollar per day in addition to his present allowance, during the session of the Legislature;

AND WHEREAS, No additional compensation has been made under said resolution, the board of State Auditors claiming that the pay should come from the Legislature; therefore

*Resolved*, That the clerk of the House be instructed to draw an order for L. C. Hitchcock and Charles Tucker for \$158 each.

Mr. Littell moved to amend the resolution so as to provide for paying Mr. Tucker one dollar per day extra from the time he was employed until the close of the session;

Which motion prevailed.

Mr. Grant then demanded a division of the question.

The question being on the adoption of so much of the resolution as related to Mr. L. C. Hitchcock,

The same was adopted.

The question being on the adoption of so much of the resolution as related to Mr. Charles Tucker,

The same was adopted.

Mr. Ward offered the following concurrent resolution :

WHEREAS, There is in this State an organization known as the soldiers and sailors' association of southwestern Michigan, composed of some fifteen hundred of the surviving veterans of the late war, who hold annual reunions, or encampments; therefore,

*Resolved* (the Senate concurring), That the Governor and military board be, and are hereby requested to allow the said association the use of such number of tents belonging to the State as may be necessary for their encampments, under such regulations as may be prescribed by the quartermaster general.

On motion of Mr. Ward,

The rules were suspended, two-thirds of all the members present voting therefor, and the concurrent resolution was adopted.

By unanimous consent,

The Speaker announced the following :

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
Lansing, March 9, 1882. }

*To the Speaker of the House of Representatives :*

SIR—I am instructed to return to the House the following preamble and concurrent resolution :

WHEREAS, The death of our lamented President having occurred since the adjournment of our last session; therefore

*Resolved* (the Senate concurring), That the Senate and House committees on federal relations, acting jointly, prepare and present to the Legislature suitable resolutions in reference thereto;

In the adoption of which the Senate has concurred.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*

The message was laid on the table.

On motion of Mr. G. H. Hopkins,

The House took a recess until 10 : 30 o'clock.

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AFTER RECESS.

10:30 o'clock, A. M.

The House met and was called to order by the Speaker.

Roll called : quorum present.

Mr. J. H. White moved that there be a call of the House;

Which motion prevailed.

PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the clerk, and pending the announcement of the absentees,

On motion of Mr. J. H. White,  
All further proceedings under the call were dispensed with.  
On motion of Mr. Bloom,  
The House took a recess until 2 o'clock P. M.

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AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.  
Roll called : quorum present.

PROTEST.

Mr. Campbell presented the following protest, which he asked to have entered at length on the Journal :

We respectfully enter our protest against the passage by the House on the 8th instant of House bill No. 2, entitled "A bill to repeal section 2527 of the compiled laws of 1871, being section 26 of an act approved March 5, 1867, entitled "An act to provide for the formation of street railway companies."

The section thus repealed is as follows :

(2527.) SEC. 26. Each and every railway company formed under this act shall pay to the Treasurer of the State of Michigan an annual tax at the rate of one-half of one per cent on the whole amount of capital paid in upon the capital stock of said company, which said tax shall be estimated upon the last preceding report of said company, and shall be paid to the said treasurer on the first Monday of July in each year, and shall be in lieu of all other taxes upon all the property of said companies.

The act of which the section is a part was enacted in 1867.

Street railway companies have under that law been paying specific taxes into the State treasury. The amount received into the State treasury during the last year, from this source, was nearly \$3,200.

The reason of the passage of the bill was a demand on the part of the municipalities in which the street railroads are situated, that the property of such companies should be subjected to taxation as other property. No objection could be made and none was made, to the demand that those companies should pay local taxes. It may be remarked here that the municipality chiefly interested is the city of Detroit. That city has heretofore collected from the companies a tax, for city purposes, of one per cent on their gross receipts. If Detroit has not received the amount of taxes from the companies which she should have it is the fault of the city government. The common council fixed by ordinance the amount of tax which the companies should pay to the city, and if it was not placed high enough there is no one to blame but the city government itself. No good reason appears why the State should give away its specific taxes on these companies for the next five years, in order to relieve any municipality against a supposed inequality in the taxes paid by such companies when the inequality complained of, if any existed, is a consequence of the ordinance of the city making the complaint.

If no such irregularity existed, and if the only question was one as to giving the right to cities, etc., to tax the property of those companies for local purposes (and in some places they have not been so taxed), no reason appears

why it could not be done and the revenues of the State not at the same time reduced by the repeal of specific taxes.

The objection to the repeal of the specific taxes at this time is that the State by such repeal will during the next five years lose such taxes. The amount so lost will aggregate nearly (\$20,000) twenty thousand dollars. The State will receive not one dollar in place of the amount so lost, and it will be an absolute and total loss to the State treasury.

The loss will be occasioned in this way:

The companies have been paying specific taxes. Section 13 of Article XIV of the State constitution reads:

"SEC. 13. The Legislature shall provide for an equalization by a State board in the year 1851, and every fifth year thereafter, of assessments on all taxable property except that paying specific taxes."

The last equalization by the State board was in 1881. Upon the valuation of property in the several counties as then fixed by the State board, the amount of taxes which each county shall pay to the State during the next five years is to be determined. The amount of county valuations cannot be increased until the next meeting of the State board in 1886. In counties wherein street railroad property is located the county valuations as fixed in 1881 by the State board did not include such property, as the companies were then paying specific taxes. The repeal of specific taxes now will make no difference. The property of such companies cannot be added to the county valuations until 1886, when the State board will again meet. The State must continue to receive taxes from such counties until 1886 upon the valuation as ascertained by the State board in 1881. The State thus will gain nothing by the repeal of specific taxes. On the other hand it will lose the amount of such taxes as stated. A bill to repeal these specific taxes passed the House last winter, but did not pass the Senate. Had it then become a law the property of the companies would have been included in the State equalization in 1881. Now, however, it cannot be included until 1866 in the State equalization, and herein lies the great injustice.

Mining companies are situated as to specific taxes the same as street railway companies. An amendment was offered to House bill No. 6, the effect of which would be to repeal specific taxes on mining companies, the same as bill No. 2 repeals such taxes on street railway companies. The honorable Tax Commission reported adversely to such amendment and it was defeated in committee of the whole. The objections to such amendment as stated by the Tax Commission were as follows:

"This amendment contemplates the immediate repeal of the law providing for the payment of a specific tax by mining corporations. In our report to the Governor we called attention to the subject of specific taxes. Soon after the commencement of the present extra session of the Legislature our attention was called directly to the subject again, by a communication in writing, signed by Senators and Representatives from the upper peninsula, requesting us to recommend the repeal of the law providing for specific taxes on copper and iron ore. As we then understood the subject this met our entire approval, and we caused to be prepared and at our request the amendment now under consideration was offered in the House. Since that time we have given the subject a most careful examination. We find that the specific taxes upon said mining corporations for the year 1881 have not been assessed and will not be until the first day of May, 1882. The effect of the immediate repeal of the law as proposed in the amendment would be to prevent the assessment and col-



lection of the taxes for the year 1881. As the house is aware the State board of equalization met in 1881 and fixed the basis for the apportionment of State taxes for five years from that date. The value of the property of mining companies upon which specific taxes are paid forms no part of the aggregate valuation of property in the counties in which it is situated, as ascertained and determined by the State board of equalization.

"The statute of 1871 expressly provides that the statement to be made by the clerk of the board of supervisors in counties where mining property is situated shall not embrace property paying specific taxes. The amount paid into the State treasury from mining corporations for specific taxes for the year 1880 was about \$40,000, one-half of which, under the law, is paid over to the counties in which the mining property is situated, leaving to the State about \$20,000. There can be no new equalization by the State board until the year 1886, and until that date the State tax must be apportioned upon the equalization of 1881. Assuming that the specific taxes will continue outstanding, as in 1880, if the statute is not repealed, the result of the repeal of the law as proposed would be a direct loss to the State of about \$20,000 per year for the years 1881, 1882, 1883, 1884, and 1885, making a total of about \$100,000. If the law is repealed we see no way of avoiding this result. As to the tax for the year 1881 the effect of the repeal would be to relieve the mining companies from the payment of the \$40,000 without any equivalent to the counties in which they are situated or to the State.

"With this understanding of the subject, we cannot recommend the adoption of the proposed amendment.

"All of which is respectfully submitted.

"*March 8, 1882.*

"JOHN MOORE,  
"Chairman Commission."

All of this is precisely true as to street railway companies, save that the amount of the specific taxes paid by such companies is less than that paid by mining companies, and also as to one-half being paid to the counties. All of the reasons urged by the Commission against the repeal of specific taxes on mining companies apply with equal force against the bill referred to which repeals such taxes upon street railways.

Generally there may be no objection to repealing specific taxes upon those companies, but it ought not to be done now. Such taxes ought to be retained until 1886 at least. It is said that the companies do not pay enough specific taxes to the State. If true, the amount can be easily increased.

The just way to all concerned, State, and city as well, would be:

1. Retain specific taxes on the companies until the next meeting of the State board of equalization;
2. Increase the amount so that the companies will pay the State what in justice they should;
3. Make the specific taxes so paid be in lieu of all other State taxes, instead of in lieu of "all other taxes," as the law has been. Thus enable cities and townships through which street railroads run to tax them for local purposes. (They have been and are now so taxed in Detroit.)

An amendment which would have accomplished all three of these purposes was offered to the bill on the 8th instant and defeated (page 84, Journal), and the House then passed the bill absolutely repealing the specific taxes.

We respectfully protest against it. It is unnecessary and entails a loss to the State treasury of nearly \$20,000, as stated. The amount so lost must be made

up by additional burthens upon the other counties in the State. It will be injurious to the State interests and to those taxpayers upon whom the additional burthens will fall.

March 9, 1882.

JAMES H. CAMPBELL,  
J. D. TURNBULL,

By unanimous consent,  
The Speaker announced the following

MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
Lansing, March 9, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bill:

House bill No. 1, entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon;

And to inform the House that the Senate has amended the same as follows:

1st. Amend section 4, line 3, by inserting after the word "office" the words "in this State."

2d. Amend section 8, line 2, by inserting before the words "a patent," the following, "make his final proof to obtain;"

3d. Amend SEC. 11, by making the first subdivision as follows: "All goods and chattels situate in some township other than where the owner resides shall be assessed in the town where situate, and not elsewhere, if the owner or person having control thereof hires or occupies a store, mill, place for sale of property, shop, office, mines, farm, storage, manufactory, or warehouse therein for use in connection with such goods and chattels.

4th. Amend SEC. 15, by striking out of line 8 the following: "so far as the same can be ascertained," and inserting in lieu thereof the following: "as determined by the supervisor."

5th. Amend section 19 by striking out of line 10 the words "the supervisor and township clerk," and inserting in lieu thereof the following: "A majority of said board."

6th. Amend section 19 by striking out of lines 16 and 17 the words "supervisor, town clerk," and inserting in lieu thereof the words "board of review."

7th. Amend section 26 by striking out of line 2 the word "specified," and inserting in lieu thereof the words "entered by the board of review."

8th. Amend section 26 by striking out of line 11 the words, "against residence."

9th. Amend section 26 by striking out of line 15 the word "assessment."

10th. Amend section 31 by inserting in line 5, after the word "paid," the words "on or."

11th. Amend section 34 by inserting in line 3, before the word "therein," the words "or business."

12th. Amend section 38, by inserting in line 7, before the word "shall," the word "he."

13th. Amend section 52, by striking out, commencing in line 3, the following "and when a decree for such sale is made, it shall be for all taxes assessed on said land and returned to the Auditor General prior to the making of the petition hereinafter mentioned."

14th. Amend section 53, by striking out, commencing in line 9, the follow-

ing: "he shall also state and set forth therein, in like manner, all other taxes assessed on such lands, and before that date returned to his office, giving the total amount thereof, including interest thereon, computed to the time fixed for such sale, extended separately for each year upon each parcel, but without any further charges thereon."

15th. Amend sec. 54, by striking out of line 4, the words "for each year separately."

16th. Amend section 61 by striking out of line 3 the word "five" and inserting in lieu thereof the word "ten."

17th. Amend section 61 by striking out of line 9 the words "that year."

18th. Amend section 61 by inserting in line 10, after the word "reversed," the following words, "or modified."

19th. Amend section 62 by striking out of line 4 the word "ten" and inserting in lieu thereof the word "twenty."

20th. Amend section 63 by inserting in line 8, after the word "thereto," the independent sentence "If no person will offer to pay the amount charged against any parcel of land and take a conveyance of less than the entire thereof, then the whole parcel shall be sold."

21st. Amend section 65 by striking out of line 3 the word "bidders," and inserting in lieu thereof the word purchasers."

22nd. Amend section 65 by inserting in line 8, after the word "grantee," the following words, "subject, however, to all taxes assessed and levied on such lands subsequent to the taxes for which the same was bid off, and the deed shall so state."

23rd. Amend section 83 by making the last sentence of said section, commencing in line 4, to read as follows: "The Auditor General may take any necessary steps to ascertain the truth of the matters stated in such petition, and may in a case where the tax was paid, or the land twice assessed and once paid, or the land not liable to assignment, reject the same."

24th. Amend section 84, by striking out of line 4, after the word "owner," the words "of any," and inserting the same words "of any" before the word "person" in same line.

25th. Amend section 85, by striking out of line 9, the word "township," and inserting after the word "board" the words "of review."

26th. Amend the bill by striking out the whole of section 86, and by renumbering the remaining sections so that the consecutive order will be unbroken.

27th. Amend section 96 by striking out of line 8 the word "further" and inserting in lieu thereof the word "that."

28th. Amend section 97 by inserting after the word village the following: "the charter of which does not so provide."

29th. Amend section 100 by striking out of line 3 the word "which" and inserting in the same place the following: "The members of the board of review shall be paid at the same rate per day for each day actually and necessarily spent in the attendance upon the board the accounts for such services."

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, has ordered the same to take immediate effect.

Very respectfully,

EDWIN S. HOSKINS,

*Secretary of the Senate.*

The motion being on concurring in the amendments made by the Senate to the bill,

On motion of Mr. Campbell,  
The bill was laid on the table.

The Speaker also announced the following :

SENATE CHAMBER, }  
Lansing, March 9, 1882. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed to return to the House the following preamble and concurrent resolution :

WHEREAS, There is in this State an organization known as the soldiers' and sailors' association of southwestern Michigan, composed of some fifteen hundred of the surviving veterans of the late war, who hold annual reunions or encampments; therefore,

*Resolved*, (the Senate concurring), That the Governor and military board be and are hereby requested to allow the said association the use of such number of tents belonging to the State as may be necessary for their encampments, under such regulations as may be prescribed by the quartermaster general.

In the adoption of which the Senate has concurred.

Very respectfully,  
EDWIN S. HOSKINS,  
*Secretary of the Senate,*

The message was laid on the table.

On motion of Mr. Kinne,

The rules were suspended, two-thirds of all the members present voting therefor, and the following concurrent resolution offered by himself this forenoon, was adopted :

*Resolved* (the Senate concurring), That from and after Saturday, March 11, the two Houses will transact no business other than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the journal by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of this Legislature shall be on Tuesday, March 14, at 12 o'clock M. of that day.

On motion of Mr. Dundas,

The House took a recess until 3:50 o'clock P. M.

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AFTER RECESS.

3:50 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: quorum present.

The Speaker announced the following

MESSAGE FROM THE SENATE.

SENATE CHAMBER, }  
Lansing, March 9, 1882. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed to notify the House regarding

Senate substitute for Senate bills Nos. 11 and 13, entitled

A bill to divide the State of Michigan into eleven congressional districts,

Which the House amended as shown by message of March 8, in which amendments the Senate refused to concur, and on which differences the House asks for a committee of conference.

Now to inform the House that the Senate grants such committee of conference, and that Senators Caplis, Dickerman, Upson, Ford, Russell, Billings, Winsor, Gibson and Buttars have been appointed as such committee on the part of the Senate.

Very respectfully,

EDWIN S. HOSKINS,

*Secretary of the Senate.*

The Speaker appointed as the committee of conference on the part of the House, Messrs. Wing, Earle, Austin, Grant, Estabrook, Ward, Cottrell, Kinne, and A. S. Partridge.

Mr. Estabrook moved to reconsider the vote by which the House this afternoon adopted the concurrent resolution relative to final adjournment;

Which motion did not prevail.

Mr. Grant moved that the House do now adjourn;

Which motion did not prevail.

Mr. Estabrook moved that the House do now take a recess until 7:30 o'clock P. M.;

Which motion did not prevail.

By unanimous consent,

The following report was made:

By the committee on supplies and expenditures:

The committee on supplies and expenditures to whom was referred

The accounts of L. O. Blood and Davis Brothers for supplies furnished the House by order of the Sergeant-at-Arms, as follows:

|                                 |        |
|---------------------------------|--------|
| The account of L. O. Blood..... | \$1 75 |
| “ “ “ Davis Brothers.....       | 9 13   |

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the accounts be allowed, and ask to be discharged from the further consideration of the subject.

J. E. WHITE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. J. E. White,

The report was adopted.

Mr. Granger moved that the House do now take a recess until 7 o'clock P. M.;

Which motion did not prevail.

By unanimous consent,

The following report was made:

By the committee on ways and means:

The committee on ways and means would respectfully make the following supplemental report as to the mileage due members:

Martin V. Borgman, 172 miles,

And recommend that the mileage be allowed.

WILLIAM BALL,

*Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ball,

The report was adopted.

Mr. Turnbull moved to take a recess until 7 o'clock P. M.;

Pending which,  
 Mr. Parker moved that the House do now adjourn ;  
 Which motion did not prevail.  
 The question being on the motion to take a recess until 7 o'clock P. M.,  
 Mr. Dundas moved to amend by making the time 8 o'clock P. M. ;  
 Which motion prevailed.  
 The question being on the motion to take a recess as amended,  
 Mr. Bidelman moved that the House do now adjourn ;  
 Which motion did not prevail.  
 The question being on the motion to take a recess, as amended,  
 On motion of Mr. J. H. White,  
 The motion was further amended by making the time 7:15 o'clock P. M. ;  
 The motion as amended then prevailed, and the House took a recess until  
 7:15 o'clock P. M.

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EVENING SESSION.

*7:15 o'clock P. M.*

The House met and was called to order by the Speaker.  
 Roll called : a quorum present.  
 By unanimous consent,  
 Mr. Campbell moved to take from the table  
 House bill No. 1 (file No. 8), entitled  
 A bill to provide for the assessment of property and the levy and collection  
 of taxes thereon ;  
 Which motion prevailed.  
 The question being on concurring in the amendments made by the Senate  
 to the bill,  
 On motion of Mr. Campbell,  
 The House concurred, a majority of all the members elect voting therefor,  
 by yeas and nays as follows :

YEAS.

|             |             |                    |                      |
|-------------|-------------|--------------------|----------------------|
| Mr. Alvord, | Mr. Diller, | Mr. H. J. Hopkins, | Mr. A. S. Partridge, |
| Austin,     | Dundas,     | G. H. Hopkins,     | B. F. Partridge,     |
| Ball,       | Eakins,     | Howard,            | Perham,              |
| Ballentine, | Earle,      | Hubbard,           | Pomroy,              |
| Baldwin,    | Easton,     | King,              | Rose,                |
| Barton,     | Eaton,      | Kinne,             | Seymour,             |
| Belden,     | Eisenmann,  | Klei,              | Stephenson,          |
| Bennett,    | Edwards,    | Knapp,             | Turnbull,            |
| Bidelman,   | Estabrook,  | LaDu,              | Van Loo,             |
| Bishop,     | Ewers,      | Littell,           | Ward,                |
| Bloom,      | Gale,       | Markham,           | Waring,              |
| Campbell,   | Garfield,   | Martin,            | J. E. White,         |
| Caruss,     | Gibbs,      | Mercer,            | J. H. White,         |
| Campbell,   | Goodman,    | McIntyre,          | Wing,                |
| Cobb,       | Granger,    | Mulvey,            | Wilkins,             |
| Cooper,     | Grant,      | W. Nelson,         | Willett,             |

|             |              |              |               |
|-------------|--------------|--------------|---------------|
| Mr. Copley, | Mr. Hackett, | Mr. Nichols, | Mr. Woodruff, |
| Corbin,     | Harford,     | Oliver,      | Wyckoff,      |
| Cutcheon,   | Hawkins,     | Palmerlee,   | Yarrington,   |
| Cottrell,   | Hill,        | Parker,      | Young,        |
| Davenport,  | Hitchcox,    | Parsons,     | Speaker,      |
| Dewey,      |              |              |               |

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## NAYS.

The bill was referred to the committee on engrossment and enrollment for enrollment.

Mr. Ball moved that the House do now adjourn;

Which motion did not prevail.

On motion of Mr. Bennett,

Leave of absence was granted to Mr. Root for the evening.

On motion of Mr. Gibbs,

Leave of absence was granted to Mr. Carmer for the evening.

On motion of Mr. Ward,

Leave of absence was granted to Mr. Fyfe for the evening.

On motion of Mr. Yarrington,

Leave of absence was granted to Mr. Wolcott until the 11th.

On motion of Mr. Hawkins,

Leave of absence was granted to the rest of the absentees for the evening.

Mr. Cutcheon moved that the House do now take a recess for half an hour;

Which motion did not prevail.

Mr. Trumbull moved that the House do now adjourn;

Which motion did not prevail.

Mr. Cottrell moved that the House do now take a recess for fifteen minutes;

Which motion did not prevail.

Mr. Dundas moved that the House do now adjourn;

Which motion did not prevail.

By unanimous consent,

Mr. Granger offered the following concurrent resolution:

*Resolved* (the Senate concurring), That the Auditor General be and he is hereby directed to publish in pamphlet form a sufficient number of copies of the acts passed and amended at the present session of the Legislature relative to taxation so as to supply one copy thereof to each supervisor, township clerk, highway commissioner, township treasurer, members of the board of review, justices of the peace, county treasurer, county clerk, prosecuting attorney, members of the Legislature, State officers, and judges of the supreme and circuit courts.

On motion of Mr. Granger,

The rules were suspended, two-thirds of all the members present voting therefor, and the concurrent resolution was adopted.

By unanimous consent,

The House took up the order of

## MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 9, 1882. }

To the Speaker of the House of Representatives:

SIR—I am instructed by the Senate to transmit the following bills:

1st. Bill No. 2, entitled

A bill to repeal section 2527 of the compiled laws of 1871, being section 26 of an act approved March 5, 1867, entitled "An act to provide for the formation of street railway companies;"

2d. Bill No. 3, entitled

A bill to repeal section 2482 of the compiled laws of 1871, being section 22 of an act approved February 13, 1855, entitled "An act to provide for the construction of train railways;"

Bill No. 5, entitled

A bill to amend sections 4, 5, and 8 of chapter 2, sections 4 and 7 of chapter 3, section 3 of chapter 4, sections 5 and 13 of chapter 11, and to add a new section to chapter 12 to stand as section 14 of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State." Approved June 8, 1881;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

EDWIN S. HOSKINS,

*Secretary of the Senate.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following :

SENATE CHAMBER, }  
Lansing, March 9, 1882. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed to return to the House the following bills:

House bill No. 11, (file No. 7), entitled

A bill to amend sections 2 and 3 of an act entitled "An act to provide for the sale of State tax lands," approved June 7, 1881, being act No. 229 of the public acts of 1881, and to add four new sections to said act to stand as sections 4, 5, 6 and 7,

And to inform the House that the Senate has amended the same as follows:

By adding to the end of section 3 the following:

"As soon as practicable the Auditor General shall cause lists of the lands subject to sale under this act to be published in some newspaper, to be designated by him, for four successive weeks, which shall be construed to mean four publications, one in each week. The lists shall show the years, taxes for which each parcel is held by the State, and shall be published in a newspaper published in the county in which the lands lie, if one there be therein; if none, then in one published in an adjoining county. The cost of publication shall not exceed forty cents a description, and shall be paid from the proceeds of the sale of the lands on the warrant of the Auditor General, on proof satisfactory to him that the publication has been properly made."

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, has ordered the same to take immediate effect.

Very respectfully,

EDWIN S. HOSKINS,

*Secretary of the Senate.*



The question being on concurring in the amendment made by the Senate to the bill,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

## YEAS.

|             |             |                    |                  |
|-------------|-------------|--------------------|------------------|
| Mr. Alvord, | Mr. Diller, | Mr. H. J. Hopkins, | Mr. Parsons,     |
| Anstin,     | Dundas,     | G. H. Hopkins,     | A. S. Partridge, |
| Ball,       | Earle,      | Howard,            | B. F. Partridge, |
| Ballentine, | Easton,     | Hubbard,           | Perham,          |
| Baldwin,    | Eaton,      | Kinne,             | Pomroy,          |
| Barton,     | Edwards,    | Klei,              | Seymour,         |
| Belden,     | Estabrook,  | Knapp,             | Stephenson,      |
| Bennett,    | Ewers,      | LaDu,              | VanLoo,          |
| Bidelman,   | Gale,       | Markham,           | Ward,            |
| Bishop,     | Garfield,   | Martin,            | J. E. White,     |
| Campbell,   | Gibbs,      | Mercer,            | J. H. White,     |
| Caruss,     | Goodman,    | McIntyre,          | Wing,            |
| Cobb,       | Granger,    | Mulvey,            | Wilkins,         |
| Cooper,     | Grant,      | W. Nelson,         | Willet,          |
| Copley,     | Harford,    | Nichols,           | Woodruff,        |
| Cutcheon,   | Hawkins,    | North,             | Wyckoff,         |
| Cottrell,   | Hill,       | Oliver,            | Yarrington,      |
| Davenport,  | Hitchcox,   | Palmerlee,         | Speaker,         |
| Dewey,      |             |                    | 73               |

## NAYS.

|             |               |            |   |
|-------------|---------------|------------|---|
| Mr. Fraser, | Mr. Turnbull, | Mr. Young, | 3 |
|-------------|---------------|------------|---|

The bill was then referred to the committee on engrossment and enrollment for enrollment.

On motion of Mr. Cutcheon,  
The House adjourned.

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*Lansing, Friday, March 10, 1882.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Prayer by Rev. Mr. Brady.

Roll called: quorum present.

Absent without leave: Messrs. Campbell, E. D. Nelson, and Robertson.

On motion of Mr. Hitchcox,

Leave of absence was granted to Mr. Robertson for one hour.

On motion of Mr. King,

Leave of absence was granted to himself indefinitely after Saturday noon.

## REPORTS OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment, report as correctly enrolled, signed, and presented to the Governor, the following concurrent resolution:

WHEREAS, The system of polygamy existing in certain sections of our country is degrading to the individuals and demoralizing to the communities adopting it, and is both repugnant to the Christian sentiments of the age and is a national disgrace; therefore

*Resolved* (the Senate concurring), That our Senators and Representatives in Congress be respectfully requested to use all reasonable and honorable means to procure congressional legislation which shall promptly and effectually extirpate such system from our midst;

*Resolved*, That the Governor be requested to forward copies of these resolutions to each of our Senators and Representatives in Congress.

ADAM E. BLOOM, *Chairman*.

Report accepted and committee discharged.

## MESSAGE FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE, }  
*Lansing, March 10, 1882.* }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State

Concurrent resolution relative to polygamy, and have transmitted a copy thereof to each of the Senators and Representatives in Congress of this State.

DAVID H. JEROME,  
*Governor.*

The message was laid on the table.

## MOTIONS AND RESOLUTIONS.

Mr. Stephenson offered the following concurrent resolution:

*Resolved* (the Senate concurring), That the lower peninsula be divided into eleven congressional districts according to population, and the upper peninsula be allowed to annex itself to the State of Wisconsin for congressional purposes.

Laid over one day under the rule.

Mr. Wilkins moved that the House do now take a recess until 11 o'clock A. M.;

Which motion did not prevail.

On motion of Mr. Earle,

The House took a recess until 2 o'clock P. M.

## AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.

Roll called: quorum present.

## PROTEST.

Mr. Turnbull presented the following protest which he asked to have entered on the journal:

We respectfully enter our protest against the concurrence of this House in the following amendment made by the Senate to House bill No. 11 (file No. 7), entitled A bill to amend sections 2 and 8 of an act entitled An act to provide for the sale of State lands, etc., said amendment being as follows: "As soon as practicable the Auditor General shall cause lists of the lands subject to sale under this act to be published in some newspaper to designated by him for four successive weeks which shall be construed to mean four publications once in each week. The lists shall show the years' taxes for which each parcel is held by the State, and shall be published in a newspaper published in the county in which the lands lie, if one there be therein; if none, then in one published in an adjoining county." Upon which said amendment the honorable Tax Commission reported as follows (see Journal, page 93):

"According to the best information we can obtain, the expense of publishing the notices contemplated by the amendment will be about \$30,000. It is a mere question of policy and we submit the matter to the Senate without recommendation. We apprehend that the expense would exceed the profits to be derived."

*March 9, 1882.*

JOHN MOORE, *Chairman.*

The notice required, and which will take out of the State Treasury \$30,000, can in no case benefit a single citizen of this State except the ones that publish these notices. The notices here to be advertised as far as the description of lands are concerned were published last October at a cost of \$30,353.60 to this State, and each and every citizen of the State interested in these tax matters know that they can now obtain this information by merely writing to the Auditor General's office or the different county treasurers of the State, or by obtaining a copy of the tax sales of last October, and the only argument that is offered in favor of this amendment is that they want to inform the public that the State has these lands for sale. If this was the object then the notices should all have been published in some paper or papers having a State circulation such as the Detroit daily papers.

March 10th, 1882.

J. D. TURNBULL,  
EDWARD KING,  
WALTER HACKETT,  
JOHN C. EISENMANN,  
GROVE H. WOLCOTT,  
S. H. CARMER,  
WM. E. LITTELL,  
A. P. YOUNG,  
WARREN PARKER.

By unanimous consent the Speaker announced the following:

## MESSAGE FROM THE SENATE.

SENATE CHAMBER,  
*Lansing, March 10, 1882.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following concurrent resolution:

*Resolved* (the Senate concurring), That the Auditor General be and he is hereby directed to publish in pamphlet form a sufficient number of copies of the acts passed and amended at the present session of the Legislature relative to taxation so as to supply one copy thereof to each supervisor, township clerk, highway commissioner, township treasurer, members of the board of review, justice of the peace, county treasurer, county clerk, prosecuting attorney, member of the Legislature, State officer, and judge of the supreme and circuit courts;

And to inform the House that the Senate has amended the same by adding to the end thereof the words: officers of the Legislature, members of the Tax Commission, officers of school districts, overseers of highways, comptrollers, assessors, collectors, treasurers, and members of the common councils of cities and villages, and to each newspaper published in the State, and that he forward copies thereof to each of the persons, officers and papers above named.

In the adoption of which, as thus amended, the Senate has concurred.

Very respectfully,

EDWIN S. HOSKINS,

*Secretary of the Senate.*

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Granger,

The House concurred.

By unanimous consent, the following reports were made:

By the committee on supplies and expenditures:

The committee on supplies and expenditures, to whom was referred

The account of B. F. Simons, for supplies furnished the House upon order of Sergeant-at-Arms Childs, for..... \$5 30

The account of the Lansing mineral spring company for mineral water furnished the House..... 13 00

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, and recommend that the accounts be allowed, and ask to be discharged from the further consideration of the subject.

J. E. WHITE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. J. E. White,

The report was adopted.

The Speaker called the Speaker *pro tem.* to the chair.

By the committee of conference on the disagreeing vote of the Senate and House on the House amendments to the substitute for Senate bills Nos. 11 and 13 (file No. 1).

The committee of conference on the disagreeing vote of the Senate and House on the House amendments to the

Senate substitute for Senate bills Nos. 11 and 13 (File No. 1), entitled

A bill to divide the State of Michigan into eleven congressional districts,

In obedience to a majority vote, respectfully recommend and report as follows:

That the amendments of the House to said substitute be amended by striking out the counties of Charlevoix, Antrim, and Kalkaska from the eleventh district, as specified in the House amendments, and by attaching the same to the ninth district, as specified in the House amendments, and that the county of Benzie be detached from the said ninth district, as specified in the House

amendments, and be attached to the eleventh district, and that on said amendments being made the Senate recede from its vote not concurring in the said amendments of the House and concur in the House amendments as thus amended.

G. M. WING, *Chairman.*

CHAS. AUSTIN,

L. M. WARD,

A. S. PARTRIDGE,

ALEX. GRANT,

*Of Committee on the part of the House.*

CHARLES UPSON, *Chairman.*

CHAS. F. GIBSON,

ARCH'D BUTTARS,

HENRY FORD,

JAMES CAPLIS,

*Of committee on the part of the Senate.*

Report accepted and committee discharged.

Mr. Wing moved that the report be laid on the table.

Which motion did not prevail.

Mr. Cutcheon moved that the report of the conference committee be adopted;

Pending which,

By unanimous consent,

The Speaker *pro tem.* announced the following:

#### MESSAGE FROM THE SENATE.

Which message, embodying the same report as well as the action of the Senate thereon, the two propositions were merged into one.

SENATE CHAMBER,  
Lansing, March 10, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate substitute for Senate bills Nos. 11 and 13, entitled,

A bill to divide the State of Michigan into eleven Congressional districts;

To which the House made sundry amendments, as shown by its message of March 8, and in which the Senate refused to concur; and upon which differences between the two houses a committee of conference was ordered;

Now to inform the House that the said committee of conference has submitted the following report:

The committee of conference on the disagreeing vote of the Senate and House on the House amendments to

Substitute for Senate bills Nos. 11 and 13 (file No. 1), entitled

A bill to divide the State of Michigan into eleven congressional districts,

In obedience to a majority vote respectfully recommend and report as follows: That the amendments of the House to said substitute be amended by striking out the counties of Charlevoix, Antrim, and Kalkaska from the eleventh district as specified in the House amendments, and by attaching the same to the ninth district as specified in the House amendments; and that the county of Benzie be detached from the said ninth district as specified in the House amendments and be attached to the eleventh district; and that on said amendments being made, the Senate recede from its vote non-concurring in

the said amendments of the House, and concur in the House amendments as thus amended.

CHARLES UPSON, *Chairman*,  
C. F. GIBSON,  
ARCH. BUTTARS,  
HENRY FORD,  
JAMES CAPLIS,

*Of Committee on the part of Senate.*

G. M. WING, *Chairman*,  
CHARLES AUSTIN,  
L. M. WARD,  
A. S. PARTRIDGE,  
ALEX. GRANT.

*Of Committee on part of the House.*

And further to inform the House that in the adoption of such report of said committee, the Senate has concurred by a majority vote of all the Senators elect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

EDWIN S. HOSKINS,

*Secretary of the Senate.*

The question being on concurring in the report of the conference committee, The House concurred, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |                |               |                      |
|-------------|----------------|---------------|----------------------|
| Mr. Alvord, | Mr. Easton,    | Mr. Howard,   | Mr. A. S. Partridge, |
| Austin,     | Eaton,         | Klei,         | B. F. Partridge,     |
| Baldwin,    | Edwards,       | Knapp,        | Pomroy,              |
| Barton,     | Ewers,         | LaDu,         | Remick,              |
| Belden,     | Fyfe,          | Markham,      | Root,                |
| Bennett,    | Garfield,      | Martin,       | Rose,                |
| Bidelman,   | Gibbs,         | Mercer,       | Van Loo,             |
| Bishop,     | Goodman,       | McIntyre,     | Ward,                |
| Caruss,     | Grant,         | W. Nelson,    | Waring,              |
| Cobb,       | Harford,       | E. D. Nelson, | J. E. White,         |
| Copley,     | Hawkins,       | Nichols,      | Wilkins,             |
| Cutcheon,   | Hill,          | North,        | Willett,             |
| Davenport,  | Hitchcox,      | Oliver,       | Woodruff,            |
| Dundas,     | H. J. Hopkins, | Palmerlee,    | Wyckoff,             |
| Eakins,     | G. H. Hopkins, | Parsons,      | Yarrington, 60       |

#### NAYS

|                 |            |              |                         |
|-----------------|------------|--------------|-------------------------|
| Mr. Ballentine, | Mr. Dewey, | Mr. Hackett, | Mr. Prindle,            |
| Blood,          | Diller,    | Hubbard,     | Seymour,                |
| Bloom,          | Earle,     | King,        | Stephenson,             |
| Campbell,       | Eisenmann, | Kinne,       | Turnbull,               |
| Carpenter,      | Estabrook, | Littell,     | J. H. White,            |
| Cooper,         | Fraser,    | Moffatt,     | Wolcott,                |
| Corbin,         | Gale,      | Mulvey,      | Young,                  |
| Cottrell,       | Granger,   | Parker,      | Speaker <i>protem</i> , |

Mr. Cutcheon moved to reconsider the vote by which the House concurred in the report of the conference committee.

On motion of Mr. Dundas,

The motion to reconsider was laid on the table.

The Speaker resumed the chair.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 10, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bill:

House bill No. 6, entitled

A bill to repeal section No. 1138 of the compiled laws of 1871, being an act approved March 21, 1865, entitled "An act to provide for assessing property in certain cases at any time between the first days of May and October in each year, and for the more speedy collection of taxes in certain cases;" and section No. 1141 of the compiled laws of 1871, being an act approved April 5, 1869, entitled "An act to provide for the payment of taxes levied and assessed upon lands purchased and held for non-payment of taxes;" and act No. 169 of the session laws of 1873, approved April 25, 1873, entitled "An act requiring settlers under the homestead laws of the United States to pay taxes after a residence of five years;" and act No. 180 of the session laws of 1873, approved April 29, 1873, entitled "An act relative to licensed homestead lands, and to provide for taxing the same in certain cases;" and act No. 37 of the session laws of 1873, approved March 22, 1873, entitled "An act relative to the payment of taxes;" and act No. 118 of the session laws of 1873, approved April 18, 1873, entitled "An act relative to granting injunctions in certain cases," and act No. 6 of the session laws of 1874, approved March 24, 1874, entitled "An act relative to taxation;" and section No. 1136 of the compiled laws of 1871 as amended by act No. 82 of the session laws of 1875, entitled "An act to provide for the return and settlement of tax sales of county treasurers;" and sections No. 967 to No. 1133 both inclusive, of the compiled laws of 1871. the same being act No. 169 of the session laws of 1869, approved April 6, 1869, entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," also all acts amendatory thereof;

And to inform the House that the Senate has amended the same as follows:

By adding to the end thereof the words: "And conveyance of land heretofore sold or that may hereafter be sold and all actions commenced and now pending under the provisions thereof;"

In the passage of which, as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, has ordered the same to take immediate effect.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*

The question being on concurring in the amendment made by the Senate to the bill,

The House concurred, a majority of all the members elect voting therefor, by yeas and nays as follows:

YEAS.

Mr. Alvord,  
Austin,

Mr. Eaton,  
Eisenmann,

Mr. Hubbard,  
Kinne,

Mr. Pomroy,  
Prindle,

|                 |                |                  |              |
|-----------------|----------------|------------------|--------------|
| Mr. Ballentine, | Mr. Edwards,   | Mr. Klei,        | Mr. Remick,  |
| Baldwin,        | Estabrook,     | Knapp,           | Rose,        |
| Barton,         | Ewers,         | LaDu,            | Seymour,     |
| Belden,         | Fyfe,          | Littell,         | Stephenson,  |
| Bidelman,       | Garfield,      | Martin,          | Turnbull,    |
| Carmer,         | Gibbs,         | Mercer,          | VanLoo,      |
| Carpenter,      | Goodman,       | McIntyre,        | Ward,        |
| Cobb,           | Granger,       | Mulvey,          | J. H. White, |
| Cooper,         | Grant,         | W. Nelson,       | Wing,        |
| Cutcheon,       | Hawkins,       | E. D. Nelson,    | Wilkins,     |
| Cottrell,       | Hill,          | Nichols,         | Willett,     |
| Dewey,          | Hitchcock,     | Oliver,          | Wyckoff,     |
| Diller,         | H. J. Hopkins, | Palmerlee,       | Yarrington,  |
| Dundas,         | G. H. Hopkins, | A. S. Partridge, | Young,       |
| Earle,          | Howard,        | B. F. Partridge, | Speaker,     |
| Easton,         |                |                  |              |

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NAYS.

Mr. Wolcott,

1

The bill was then referred to the committee on engrossment and enrollment for enrollment.

By unanimous consent,

The Speaker announced the following

#### MESSAGE FROM THE GOVERNOR.

#### *To the Senate and House of Representatives :*

My attention has been called to subjects upon which legislation is desired as hereinafter set forth which I submit to your consideration.

At the last session an act was passed providing for two additional judges for the Wayne county circuit court. Imperfections have been discovered in the law that interfere with the proper conduct and efficiency of the court under the new organization which require to be remedied.

Act number 201, laws of 1877, relative to taking private property for public use has been found to be defective and legislative aid is asked to correct the difficulty.

A large number of mining corporations in the upper peninsula were organized under the general law of 1853. The time limited for the existence of these corporations (30 years) will expire during the year 1883, and in case of some of them in the early part thereof. Legislation is asked to allow them to reorganize.

The Legislature at its last session detached a portion of the township of Kochville from the county of Saginaw and attached the same to the county of Bay. A difficulty has arisen in enforcing the collection of the taxes in the detached territory for the year 1881, and legislative aid is desired to rectify an omission and error in act number 414, laws of 1881.

The corporate authorities of the city of Detroit desire enabling legislation allowing their common and city councils to make reassessments to defray the expenses of public improvements on Michigan avenue, Jefferson avenue, and Franklin street, in said city. I transmit herewith their statement of the case:

Under the charter of the city of Detroit, prior to the establishment of the board of public works in 1873, the common council let all paving contracts, and they were required by a provision in said charter to advertise all specifica-



tions for paving and other contracts. In the act establishing the board of public works, section 18 provides that said board shall advertise for bids for letting of paving and other contracts according to specifications. Since the establishment of the board of public works the uniform practice of said board has been in the advertisements for bids for work of this character to refer to specifications on file in the office of the board of public works.

The supreme court of the State, in the case of Wilkins vs. the City of Detroit not yet reported, decided that this practice was unauthorized, and has declared all the assessments levied for said pavements defective and void. Under the charter of the city street paving bonds were authorized to be issued by the city to defray the expenses of paving streets, and the assessments as collected are relied upon to meet the payment of said bonds.

In all the cases except one, in which enabling legislation is asked, the bonds were issued under that provision of the charter, and now remain outstanding against the city. The case excepted is the improvement of a portion of Jefferson avenue. In this case the bonds of the city were signed and sealed, but the decision of the Wilkins case was promulgated just before they were delivered, and the contractor has not received any moneys or other satisfaction, except the assessments of a few people, who have paid voluntarily, and he is entirely remediless in the premises.

The amounts of bonds issued under these paving contracts are,—

|   |            |
|---|------------|
| Michigan avenue.....                                    | \$7,826 26 |
| Franklin street.....                                    | 5,140 24   |
| Jefferson avenue,—Shelby street to Beaubien street..... | 9,428 23   |
| Beaubien to R. R. bridge.....                           | 14,341 92  |

And the amount due the contractor for the exceptional case in which no bonds were issued is \$16,452.04, exclusive of interest, less voluntary payments, amounting to about \$4,500.

The city of East Saginaw desires legislative authority to enlarge the capacity of its water-works, and to borrow \$50,000 therefor; also, to amend its charter so as to provide for an increased amount of street paving bonds.

The county of Bay desires authority to raise \$25,000 for the purchase or construction of a bridge across the Saginaw river after submitting the question to a vote of the electors of the county.

The city of Owosso petitions for the amendment of act No. 355 of the local acts of 1871, entitled "An act to authorize the city of Owosso to raise money to construct a city hall and city prison for the city of Owosso," by inserting the words court house and county jail in place of the words city hall and city prison, in the sixth line of section 1 of said act, and by striking out the proviso in section 3 of said act.

Authority is desired by the city of Saginaw to contract with the county of Saginaw for building a court house, and to authorize the city to raise the money by loan for the construction thereof.

The village of Kalamazoo is embarrassed by the necessity of re-registering 3,000 voters in one day, at one place, consequently asks for legal authority to take more time. It also asks an extension of time for the collection of taxes for the year 1881.

In platting a portion of the city of Big Rapids an error was made in marking lot 7 in section 3, Town 15 N., R. 10 West, as lot 3. Authority is desired to correct said error.

During the year 1881 the "Romeo Observer" printed the tax list for the county of Macomb. The bill for said printing was not presented for payment within the time prescribed by law. Relief is now asked by special act to authorize the payment of this bill.

The passage of the following bill is asked :

A bill to amend section 17, act No. 198, of the session laws of 1873, entitled An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in this State, approved May 1, 1873. The object sought to be attained by the passage of this bill is to provide for the condemnation of partially abandoned railroad beds, when the abandonment has continued for a term of years.

The Royal Templars of Temperance ask the passage of an act under which they can legally organize, being a bill to provide for the incorporation of the Grand Council of the Royal Templars of Temperance, and any select Council of the order in the State of Michigan.

Application is made for the passage of an act under which organizations can be effected for the safe repository of deceased persons previous to interment.

An amendment to section 4, act number 41, of the laws of 1881, fixing some time within which owners or occupants of buildings shall take an appeal, is desired.

I am asked to submit to your consideration the question of providing for the better protection of fisheries and fishing grounds with seines and trap nets, from trespass.

The managers of the Washtenaw county agricultural and horticultural society petition for the passage of an act to authorize said society to borrow money and execute a mortgage on its lands for the purpose of paying the indebtedness of said society. Also to authorize the said society to sell its real estate and invest the proceeds in other fair grounds when determined by a vote of two-thirds of the members present and voting at an annual meeting.

Many citizens of Detroit ask for the passage of an act to provide for an improved method of securing juries for the police court of the city of Detroit.

A memorial has been presented asking that provision be made for minority representation in boards of Directors of incorporations organized under the laws of this State.

It is asked on behalf of certain manufacturing companies that a law be enacted to amend section 18 of "An act entitled an act for the incorporation of manufacturing companies," approved May 1st, 1875, for the purpose of providing for changing the name of such corporation or the character of its business.

The citizens of Sand Beach, Huron county, and of Minden, in Sanilac county, ask for acts of incorporation for their respective villages.

Parties interested in the construction of the union depot at Detroit, ask for the passage of a bill to amend section 33 of an act to authorize the incorporation of companies for the construction of union railroad stations and depots with necessary connecting tracks, and the management of the same whereby it shall be competent for any railroad company organized under the laws of this State, in the vicinity of any city or village for suburban business to consolidate its stock, property, and effects with any company organized under that act, upon such terms as may be mutually agreed upon by the unanimous consent of all stockholders of both companies. Such consolidated companies to

be liable for all the obligations and entitled to all the privileges of either company.

They also ask that it shall be made competent and lawful for any company organized under said act to aid such suburban railroad company either by taking stock therein or guaranteeing its bonds, or in any other form which the two companies may agree upon, and to secure such loan of credit or money or other advance of means, and to enter into agreements to work and operate said suburban railroads or take a lease of the same.

There is a very general desire for legislation to provide some compensation for judges of the circuit and higher courts who have served as such for a long term of years, and in consequence of old age have retired from judicial work. I submit the subject in deference to such desire.

An appropriation of State swamp land is asked by citizens of Cass county for draining a marsh on the Dowagiac river. The work to be under the supervision of the board of control of State swamp land.

Request is also made for the passage of a bill to amend sections 2 and 3 of act number 28 of the public acts of 1877, being an act entitled an act to provide for the appointment of an assistant prosecuting attorney for the county of Wayne, for the purpose of increasing his salary.

Also a bill to amend section 1 of an act entitled "an act giving the auditors of Wayne county a salary," approved April 12, 1871, for the purpose of increasing their salaries.

The passage of a bill is asked to amend act No. 425, local acts of 1881, so as to provide for a jury to condemn lands for right of way, and to extend the time for laying out and establishing the road named in said act.

Request is made for the passage of a bill to revise the charter of the city of Manistee.

The fire commissioners of the city of Detroit ask for the passage of a bill amending the present law so as to remove the legal restriction upon the salaries to be paid the employes of the fire department.

The Metropolitan police commissioners of the city of Detroit ask that the law be so amended as to provide:

*First*, That citizens of Detroit who have resided in the State for two years shall be eligible to appointments on the force, although they may not have resided in Detroit for "two years next preceding their application;"

*Second*, That the Superintendent be included in the list of officers and employes who may be removed without formal trial under written charges;

*Third*, That salaries and compensation to the officers and men shall not be limited by the law, but left to the "Police Board" and the "City Council" of the city, to be regulated by them as the exigency requires;

*Fourth*, That the estimates of the board of police commissioners shall be subject to the approval of the city council of Detroit.

Request is made for the passage of a bill to repeal act number 335 of the session laws of 1881, entitled "An act relative to detaching a portion of union school district number one, township of Wyoming, Kent county, Michigan, and attaching the same to school district number four in said township," approved March 22, 1881;

Also,

For the passage of a bill to amend act number 157, laws of 1881, so as to allow the Michigan millers' mutual insurance company to take risks on grain and flour in mills insured by the company;

Also,

A bill to authorize the issuance of a patent for south half of the northeast quarter of section 16, township 10 north, range 9 east, when the proper evidence is furnished as to who is the owner thereof, and the balance due the State shall have been paid.

At the last session of the Legislature a bill to provide for blocking railroad frogs was passed by both Houses and presented for my approval. On a critical examination, it was found that if its provisions were enforced they would endanger the running of trains and the safety of the traveling public, consequently my signature was withheld. I submit the question for your consideration, and if any practical mode can be prescribed to secure the safety of employes of railroads, and not endanger the public, it would meet my approval.

DAVID H. JEROME.

EXECUTIVE OFFICE, }  
Lansing, March 10, 1882. }

Mr. Cottrell moved that the various subjects embraced in the Governor's message be referred to their respective appropriate standing committees in the House;

Pending which,

Mr. Van Loo moved that the message be laid on the table.

Mr. Cottrell demanded the yeas and nays.

The demand was seconded, and the motion to lay the message on the table did not prevail, by yeas and nays as follows:

#### YEAS.

|            |               |              |             |
|------------|---------------|--------------|-------------|
| Mr. Earle, | Mr. Hitchcox, | Mr. Prindle, | Mr. Waring, |
| Fyfe,      | Kinne,        | Stephenson,  | Willett,    |
| Garfield,  | Martin,       | Van Loo,     | Woodruff,   |
| Gibbs,     | Palmerlee,    | Ward,        | Wolcott, 16 |

#### NAYS.

|             |                |                    |                  |
|-------------|----------------|--------------------|------------------|
| Mr. Austin, | Mr. Cottrell,  | Mr. G. H. Hopkins, | Mr. Oliver,      |
| Ballentine, | Davenport,     | Howard,            | Parker,          |
| Baldwin,    | Diller,        | Hubbard,           | Parsons,         |
| Bennett,    | Dundas,        | Klei,              | A. S. Partridge, |
| Bidelman,   | Easton,        | LaDu,              | Pomroy,          |
| Bishop,     | Eisenmann,     | Littell,           | Root,            |
| Bloom,      | Edwards,       | Mercer,            | Seymour,         |
| Campbell,   | Estabrook,     | McIntyre,          | Wing,            |
| Caruss,     | Ewers,         | Mulvey,            | Wilkins,         |
| Carmer,     | Fraser,        | W. Nelson,         | Yarrington,      |
| Carpenter,  | Grant,         | E. D. Nelson,      | Young,           |
| Cobb,       | Harford,       | Nichols,           | Speaker,         |
| Cutcheon,   | H. J. Hopkins, |                    | 50               |

The motion that the various subjects of the message be referred to appropriate standing committees, then prevailed.

By unanimous consent,

Mr. Earle offered the following resolution:

*Resolved*, That the House of Representatives will remain in session until the special matters submitted by the Governor in his message just read are fully considered and acted upon by the Legislature.

Mr. Cutcheon moved that the resolution be laid on the table.

Mr. Copley demanded the yeas and nays.

The demand was seconded, and the motion to lay the resolution on the table did not prevail, by yeas and nays, as follows:

## YEAS.

|                 |             |             |              |
|-----------------|-------------|-------------|--------------|
| Mr. Ballentine, | Mr. Fraser, | Mr. Martin, | Mr. Van Loo, |
| Bidelman,       | Hawkins,    | Nichols,    | Ward,        |
| Bishop,         | Hitchcox,   | Oliver,     | J. E. White, |
| Cobb,           | Howard,     | Parker,     | J. H. White, |
| Cutcheon,       | Hubbard,    | Pomroy,     | Wilkins,     |
| Eisenmann,      | Littell,    | Prindle,    | Willett,     |
| Edwards,        | Markham,    | Seymour,    | Young,       |

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## NAYS.

|             |             |                |                  |
|-------------|-------------|----------------|------------------|
| Mr. Austin, | Mr. Diller, | Mr. Hill,      | Mr. Palmerlee,   |
| Ball,       | Dundas,     | H. J. Hopkins, | Parsons,         |
| Baldwin,    | Earl,       | G. H. Hopkins, | A. S. Partridge, |
| Bennett,    | Eaton,      | Klei,          | Remick,          |
| Blood,      | Estabrook,  | LaDu,          | Root,            |
| Carmer,     | Fyfe,       | Mercer,        | Stephenson,      |
| Carpenter,  | Garfield,   | McIntyre,      | Waring,          |
| Cooper,     | Gibbs,      | Mulvey,        | Wing,            |
| Copley,     | Goodman,    | E. D. Nelson,  | Woodruff,        |
| Corbin,     | Granger,    | W. Nelson,     | Wolcott,         |
| Cottrell,   | Harford,    | North,         | Wyckoff,         |
| Davenport,  |             |                |                  |

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The question being on the adoption of the resolution,

Mr. Woodruff demanded the yeas and nays.

The demand was seconded and the resolution was not adopted by yeas and nays as follows:

## YEAS.

|             |                |               |                  |
|-------------|----------------|---------------|------------------|
| Mr. Austin, | Mr. Carpenter, | Mr. Granger,  | Mr. Parsons,     |
| Baldwin,    | Copley,        | Harford,      | A. S. Partridge, |
| Bennett,    | Cottrell,      | Hill,         | Root,            |
| Blood,      | Earle,         | Kinne,        | Stevenson,       |
| Bloom,      | Easton,        | Klei,         | Wing,            |
| Campbell,   | Estabrook,     | Mercer,       | Woodruff,        |
| Carmer,     | Ewers,         | E. D. Nelson, |                  |

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## NAYS.

|             |                |                  |              |
|-------------|----------------|------------------|--------------|
| Mr. Alvord, | Mr. Fraser,    | Mr. Markham,     | Mr. Remick,  |
| Ballentine, | Fyfe,          | Martin,          | Seymour,     |
| Bidelman,   | Garfield,      | McIntyre,        | VanLoo,      |
| Bishop,     | Gibbs,         | Mulvey,          | Ward,        |
| Caruss,     | Grant,         | W. Nelson,       | Waring,      |
| Cobb,       | Hackett,       | Nichols,         | J. E. White, |
| Cooper,     | Hawkins,       | Oliver,          | J. H. White, |
| Corbin,     | Hitchcox,      | Palmerlee,       | Wilkins,     |
| Cutcheon,   | G. H. Hopkins, | Parker,          | Willett,     |
| Dundas,     | Howard,        | B. F. Partridge, | Wolcott,     |
| Eaton,      | Hubbard,       | Pomroy,          | Wyckoff,     |
| Eisenmann,  | Littell,       | Prindle,         | Young,       |
| Edwards,    |                |                  |              |

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By unanimous consent,  
The House took up the order of

INTRODUCTION OF BILLS.

Mr. Cottrell, leave being granted, introduced  
House bill No. 16, entitled

A bill to amend section 33 of an act to authorize the incorporation of companies for the construction of union railroad stations and depots with necessary connecting tracks and the management of the same.

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. G. H. Hopkins, leave being granted, introduced  
House bill No. 17, entitled

A bill to revise and amend an act entitled "An act to provide for two additional circuit judges for the third judicial circuit," approved June 10, 1881.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. G. H. Hopkins, leave being granted, introduced  
House bill No. 18, entitled

A bill authorizing the common council of the city of Detroit, with the concurrence of the city council thereof, to make a re-assessment to defray the expense of a public improvement on Michigan avenue, a street in said city.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. G. H. Hopkins, leave being granted, introduced  
House bill No. 19, entitled

A bill authorizing the common council of the city of Detroit with the concurrence of the city council thereof, to make a re-assessment to defray the expense of a public improvement on Jefferson avenue, a street in said city, from the railroad bridge to the east curb line of Elmwood avenue.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. G. H. Hopkins, leave being granted, introduced  
House bill No. 20, entitled

A bill authorizing the common council of the city of Detroit with the concurrence of the city council thereof, to make a re-assessment to defray the expense of a public improvement on Jefferson avenue, a street in said city, from the west curb line of Shelby street to the east curb line of Beaubien street in said city.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. G. H. Hopkins, leave being granted, introduced  
House bill No. 21, entitled

A bill authorizing the common council of the city of Detroit, with the concurrence of the city council thereof, to make a re-assessment to defray the expense of a public improvement on Jefferson avenue, a street in said city, from the east curb line of Beaubien street to the railroad bridge in said city.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. G. H. Hopkins, leave being granted, introduced  
House bill No. 22, entitled

A bill authorizing the common council of the city of Detroit, with the con-

currence of the city council thereof, to make a re-assessment to defray the expense of a public improvement on Franklin street, in said city.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Estabrook, leave being granted, introduced

House bill No. 23, entitled

A bill to amend an act entitled "An act to incorporate a board of water commissioners for the city of East Saginaw, to supply the city with pure and wholesome water, and to provide for the completion and management of the East Saginaw water-works," approved February 28, 1873.

The bill was read a first and second time by its title, and pending its reference,

Mr. Estabrook moved that the rules be suspended and the bill be put upon its immediate passage;

Which motion did not prevail, two-thirds of all the members present not voting therefor.

The bill was then referred to the committee on municipal corporations.

Mr. Kinne, leave being granted, introduced

House bill No. 24, entitled

A bill for the relief of Washtenaw county agricultural and horticultural society.

The bill was read a first and second time by its title, and referred to the committee on agriculture.

Mr. Grant, leave being granted, introduced

House bill No. 25, entitled

A bill for the relief of Geo. A. Waterbury, publisher and proprietor of Romeo Observer.

The bill was read a first and second time by its title, and referred to the committee on printing.

Mr. Seymour, leave being granted, introduced

House bill No. 26, entitled,

A bill to provide for renewing the incorporation of companies organized for mining and manufacturing purposes.

The bill was read a first and second time by its title, and, on request of Mr. Seymour, was referred to the committee on mines and minerals.

Mr. McIntyre, leave being granted, introduced

House bill No. 27, entitled

A bill to incorporate the village of Minden, in Sanilac county;

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Bennett, leave being granted, introduced

House bill No. 28, entitled

A bill to amend section 17 of act No. 198 of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies, and to regulate the running and management, and to fix the duties and liabilities of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873.

The bill was read a first and second time by its title, and referred to the committee on railroads.

Mr. Remick, leave being granted, introduced

House bill No. 29, entitled

A bill for the retirement of judges of the supreme and circuit courts of seventy years of age and twenty years' service with a pension.

The bill was read a first and second time by its title, and referred to the committee on judiciary.

Mr. Carmer, leave being granted, introduced

House bill No. 30, entitled

A bill to amend sec. 1 of act No. 157 of the session laws of 1881, entitled "An act to authorize the incorporation of a Michigan millers' fire insurance company."

The bill was read a first and second time by its title, and pending its reference,

Mr. Carmer moved that the rules be suspended and the bill be put upon its immediate passage;

Which motion did not prevail, two-thirds of all the members present not voting therefor.

The bill was then referred to the committee on insurance.

Mr. Wing, leave being granted, introduced,

House bill No. 31, entitled

A bill to re-incorporate the city of Manistee.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Wing,

The bill was referred to the committee on State affairs.

Mr. Parsons, leave being granted, introduced,

House bill No. 32, entitled

A bill to authorize the township board of the township of Kalamazoo to extend the time for return of taxes for the year 1881.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Parsons, leave having been granted, introduced

House bill No. 33, entitled

A bill to amend section 18 of act No. 142, approved May 11, 1881, session laws of Michigan, to extend time of registration for the village of Kalamazoo.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Knapp, leave having been granted, introduced

House bill No. 34, entitled

A bill to legalize the tax roll of the township of Kochville in the county of Saginaw, for the year 1881, and to authorize the collection of the taxes assessed thereon.

The bill was read a first and second time by its title, and referred to the committee on local taxation.

Mr. Knapp, leave being granted, introduced

House bill No. 35, entitled

A bill to authorize the city of Saginaw to raise money for building a court-house therein for the county of Saginaw and to authorize said county and city to contract with each other therefor.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

Mr. Ewers, leave being granted, introduced

House bill No. 36, entitled



A bill to amend section 1 of an act entitled an act giving the auditors of Wayne county a salary, approved April 12, 1871.

The bill was read a first and second time by its title, and referred to the committee on towns and counties.

Mr. Earle, leave being granted, introduced

House bill No. 37, entitled

A bill to authorize cities and villages to construct, enlarge, and maintain sewers in private property, and to repeal all laws in conflict with the provisions of this act.

The bill was read a first and second time by its title, and pending its reference,

Mr. Earle moved that the rules be suspended and the bill be ordered printed, referred to the committee of the whole, and placed on the general order;

Which motion did not prevail, two-thirds of all the members present not voting therefor.

The bill was then referred to the committee on municipal corporations.

On motion of Mr. Earle,

The bill was ordered printed for the use of the committee.

Mr. Earle, leave being granted, introduced

House bill No. 38, entitled

A bill to authorize cities and villages to take private property for the use or benefit of the public, and to repeal No. 201 of the public acts of 1877, and all acts amendatory thereof.

The bill was read a first and second time by its title, and referred to the committee on municipal corporations.

On motion of Mr. Earle,

The bill was ordered printed for the use of the committee.

Mr. Granger, leave being granted, introduced

House joint resolution No. 2, entitled

Joint resolution authorizing the Governor to issue a patent to Nelson Sperry, for the S.  $\frac{1}{2}$  of N. E.  $\frac{1}{4}$  sec. 16, T. 10 N., R. 9 E., primary school land.

The joint resolution was read a first and second time by its title, and referred to the committee on State affairs.

By unanimous consent,

The House took up the order of

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 10, 1882. }

*To the Speaker of the House of Representatives:*

SIR:—I am instructed to return to the House the following bill:

House bill No. 9 (file No. 9), entitled

A bill to amend section 6 of chapter 268, of the compiled laws of 1871, being compiler's section 8131, relative to the expenses and compensation of the members of the board of control of the State reform school,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, has ordered the same to take immediate effect.

Very respectfully,

EDWIN S. HOSKINS.

*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lausling, March 10, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 15 (file No. 3), entitled

A bill to amend section 13 of an act entitled "An act to regulate and govern the State house of correction and reformatory at Ionia," approved May 22, 1877, as amended by act No. 110, of the public acts of 1879;

2. Senate bill No. 16 (file No. 4), entitled

A bill to amend section 3 of Act No. 159, of the session laws of 1881, entitled "An act to amend sections 3, 6, 7 and 10 of Chapter 53, being compiler's sections 1962, 1965, 1966, and 1969, of the compiled laws of 1871, relative to disorderly persons," approved May 20, 1881;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

EDWIN S. HOSKINS,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on the State house of correction.

The second named bill was read a first and second time by its title, and referred to the committee on the judiciary.

By unanimous consent

Mr. Baldwin offered the following concurrent resolution:

*Resolved* (the Senate concurring), That the chief Clerk of the House of Representatives and Secretary of the Senate be and they are hereby authorized and directed to compile and prepare for publication and make indexes and superintend the publication of the journals and documents of this session of the Legislature, and when completed and certified to by the Secretary of State they shall each be entitled to and receive for such services the sum of \$100.00, and the Auditor General is hereby instructed to draw his warrant for the same on the presentation of such certificate of the Secretary of State;

Laid over one day under the rules.

Mr. Dundas moved to reconsider the vote by which the House this afternoon refused to suspend the rules and put House bill No. 23 upon its immediate passage;

Which motion did not prevail.

By unanimous consent,

The following reports were made:

By the committee on mines and minerals:

The committee on mines and minerals, to whom was referred House bill No. 26, entitled

A bill to provide for renewing the incorporation of companies organized for mining and manufacturing purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment,

and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JAMES MERCER, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Seymour

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was ordered printed at length in the journal.

The following is the bill:

A bill to provide for renewing the incorporation of companies for mining and manufacturing purposes.

SEC. 1. *The People of the State of Michigan enact*, That it shall be lawful for any corporation organized under the laws of this State for mining and manufacturing purposes, whose corporate existence is about to terminate by limitation of law, at its annual meeting next preceding, or at a special meeting called for that purpose to be held within one year immediately preceding the date of such termination, by a vote of two-thirds of its capital stock, to direct the continuance of its corporate existence for such further time, not exceeding thirty years, as may be expressed in a resolution for that purpose. Upon the adoption of such resolution by the stockholders, it shall be the duty of the president and secretary to make, sign, and acknowledge duplicate articles of association (as in the case of a new corporation), to which shall be appended a copy of the proceedings of such stockholders' meeting, certified by the secretary and verified by his oath; which articles of association shall be filed with the Secretary of State and with the county clerk of the county where the corporation carries on its business, and be by them recorded in their respective offices at the expense of said corporation, and the copies so filed, the record thereof, or a certified copy of either of such records, shall be *prima facie* evidence of the facts therein recited.

SEC. 2. Upon the expiration of the time limited for the existence of such old corporation a new corporation shall be deemed to be formed by such articles of association, which shall at once succeed to all the property and rights of action of the old corporation, and shall be liable for all its debts or other obligations, and the officers of the old corporation shall succeed to like offices in the new corporation, and every stockholder in the old corporation shall be to a like extent a stockholder in the new corporation.

The bill was then referred to the committee of the whole and placed on the general order.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 17, entitled

A bill to revise and amend an act entitled "An act to provide for two additional circuit judges for the third judicial circuit," approved June 10th, 1881,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JAMES H. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

The report was ordered printed, referred to the committee of the whole, and placed on the general order.

Mr. Diller moved that the House do now adjourn;

Which motion did not prevail.

Mr. G. H. Hopkins moved that the committee of the whole be discharged from the further consideration of

House bill No. 17, entitled

A bill to revise and amend an act entitled "An act to provide for two additional circuit judges for the third judicial circuit," approved June 10, 1881;

Which motion did not prevail.

On motion of Mr. Cutcheon,

The House took a recess until 7:30 o'clock P. M.

#### — EVENING SESSION.

7:30 o'clock P. M.

The House met and was called to order by the Speaker.

Roll called: a quorum present.

The House took up the order of

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, March 10, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bill:

House bill No. 12, (file No. 10), entitled

A bill making an appropriation for rebuilding the north wing of the main building of the reform school, for the building of two new cottages, and for remodeling and extending the steam heating apparatus for said institution,

And to inform the House that the Senate has amended the same as follows:

By striking out of Sec. 1, lines 1 and 2, the words "one hundred thousand dollars," and inserting in lieu thereof the words "seventy-five thousand dollars."

In the passage of which as thus amended, the Senate has concurred by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, has ordered the same to take immediate effect.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*

The question being on concurring in the amendment made by the Senate to the bill,

On motion of Mr. Parsons,

The House concurred, a majority of all the members elect voting therefor by yeas and nays as follows:

#### YEAS.

|             |             |            |              |
|-------------|-------------|------------|--------------|
| Mr. Alvord, | Mr. Easton, | Mr. Kinne, | Mr. Prindle, |
| Austin,     | Eaton,      | Klei,      | Remick,      |
| Ball,       | Eisenmann,  | Knapp,     | Robertson,   |
| Baldwin,    | Edwards,    | LaDu,      | Seymour,     |
| Belden,     | Estabrook,  | Littell,   | Stephenson,  |
| Bennett,    | Ewers,      | Markham,   | Turnbull,    |
| Bidelman,   | Fraser,     | McIntyre,  | VanLoo,      |

|             |                |                  |              |
|-------------|----------------|------------------|--------------|
| Mr. Bishop, | Mr. Fyfe,      | Mr. Mulvey,      | Mr. Ward,    |
| Bloom,      | Gale,          | Nichols,         | Waring,      |
| Carmer,     | Garfield,      | North,           | J. E. White, |
| Copley,     | Goodman,       | Oliver,          | J. H. White, |
| Corbin,     | Granger,       | Palmerlee,       | Wing,        |
| Cutcheon,   | Grant,         | Parsons,         | Willet,      |
| Cottrell,   | Hackett,       | A. S. Partridge, | Woodruff,    |
| Dewey,      | Harford,       | B. F. Partridge, | Wyckoff,     |
| Diller,     | G. H. Hopkins, | Perham,          | Yarrington,  |
| Dundas,     | Howard,        | Pomroy,          | Speaker,     |
| Earle,      | Hubbard,       |                  |              |

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## NAYS.

Mr. Young,

1

The bill was then referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 10, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following concurrent resolution:

*Resolved* (the Senate concurring), That from and after Saturday March 11, the two Houses will transact no business other than for the President of the Senate and the Speaker of the House to sign enrolled bills for the approval of the Governor, and the entry of the same on the journal by the Secretary of the Senate and the Clerk of the House, and the time of final adjournment of this Legislature shall be on Tuesday, March 14, at 12 o'clock M. of that day;

In the adoption of which the Senate has concurred.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*

The message was laid on the table.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 10, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 17 (file No. 5), entitled

A bill making additional appropriation for buildings at the Michigan State prison.

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Cottrell,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |             |                |                  |
|-------------|-------------|----------------|------------------|
| Mr. Alvord, | Mr. Corbin, | Mr. Hill,      | Mr. Parsons,     |
| Ball,       | Cutcheon,   | G. H. Hopkins, | A. S. Partridge, |
| Baldwin,    | Cottrell,   | Howard,        | B. F. Partridge, |
| Barton,     | Davenport,  | Kinne,         | Perham,          |
| Belden,     | Dundas,     | La Du,         | Pomroy,          |
| Bennett,    | Easton,     | Littell,       | Remick,          |
| Bidelman,   | Eaton,      | Markham,       | Robertson,       |
| Bishop,     | Edwards,    | McIntyre,      | Root,            |
| Bloom,      | Ewers,      | Mulvey,        | Rose,            |
| Carmer,     | Fyfe,       | W. Nelson,     | Seymour,         |
| Carpenter,  | Gale,       | Nichols,       | Ward,            |
| Coeb,       | Goodman,    | North,         | J. H. White,     |
| Cooper,     | Granger,    | Oliver,        | Yarrington,      |
| Copley,     |             |                |                  |

53

## NAYS.

|             |               |               |                  |
|-------------|---------------|---------------|------------------|
| Mr. Austin, | Mr. Garfield, | Mr. Martin,   | Mr. J. E. White, |
| Campbell,   | Gibbs,        | E. D. Nelson, | Wing,            |
| Caruss,     | Grant,        | Palmerlee,    | Wilkins,         |
| Dewey,      | Hackett,      | Parker,       | Woodruff,        |
| Diller,     | Hawkins,      | Prindle,      | Wolcott,         |
| Earle,      | Hubbard,      | Stephenson,   | Wyckoff,         |
| Eisenmann,  | King,         | Turnbull,     | Young,           |
| Fraser,     | Klei,         | VanLoo,       |                  |

31

Title agreed to.

On motion of Mr. Cottrell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 10, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following:

1. Senate bill No. 17½, entitled

A bill to provide for renewing the incorporation of companies organized for mining and manufacturing purposes;

2. Senate bill No. 18, entitled

A bill to buy or build and maintain a bridge across the Saginaw river at Bay City;

3. Senate bill No. 19, entitled

A bill to amend act numbered 267, entitled "An act to provide for two additional circuit judges for the third judicial circuit," approved June 10, 1881;

4. Senate bill No. 20, entitled

A bill to amend section 17 of act No. 198, of the session laws of 1873, entitled "An act to revise the laws providing for the incorporation of railroad companies and to regulate the running and management, and to fix the duties and

liabilities, of all railroad and other corporations owning or operating any railroad in this State," approved May 1, 1873;

5. Senate bill No. 21, entitled

A bill to amend section eighteen of an act entitled "An act for the incorporation of manufacturing companies," approved May 1, A. D. 1875;

6. Senate bill No. 22, entitled

A bill to amend sections two (2) and three (3) of act No. 28 of the public acts of 1877, being an act entitled "An act to provide for the appointment of an assistant prosecuting attorney for the county of Wayne," approved March 9, 1877;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

EDWIN S. HOSKINS,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and referred to the committee on private corporations.

The second named bill was read a first and second time by its title, and referred to the committee on roads and bridges.

The third named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. G. H. Hopkins,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

#### YEAS.

| Mr. Alvord, | Mr. Diller,    | Mr. King,        | Mr. Prindle, |
|-------------|----------------|------------------|--------------|
| Austin,     | Dundas,        | Kinne,           | Remick,      |
| Ball,       | Earle,         | Klei,            | Robertson,   |
| Ballentine, | Easton,        | Knapp,           | Root,        |
| Baldwin,    | Eaton,         | LaDu,            | Rose,        |
| Belden,     | Eisenmann,     | Littell,         | Seymour,     |
| Bennett,    | Edwards,       | Markham,         | Stephenson,  |
| Bidelman,   | Estabrook,     | Martin,          | Turnbull,    |
| Bishop,     | Ewers,         | McIntyre,        | VanLoo,      |
| Bloom,      | Fyfe,          | Mulvey,          | Ward,        |
| Campbell,   | Gale,          | W. Nelson,       | Waring,      |
| Carnas,     | Garfield,      | E. D. Nelson,    | J. E. White, |
| Carmer,     | Goodman,       | Nichols,         | Wing,        |
| Carpenter,  | Granger,       | North,           | Wilkins,     |
| Cobb,       | Grant,         | Oliver,          | Willett,     |
| Cooper,     | Hackett,       | Palmerlee,       | Woodruff,    |
| Copley,     | Harford,       | Parsons,         | Wolcott,     |
| Corbin,     | Hitchcox,      | A. S. Partridge, | Wyckoff,     |
| Cutcheon,   | G. H. Hopkins, | B. F. Partridge, | Yarrington,  |
| Cottrell,   | Howard,        | Perham,          | Young,       |
| Dewey,      | Hubbard,       | Pomroy,          | Speaker, 84  |

## NAYS.

1

Mr. Fraser,

Title agreed to.

On motion of Mr. G. H. Hopkins,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The fourth named bill was read a first and second time by its title, and pending its reference,

Mr. Bennett moved that the rules be suspended and the bill be put upon its immediate passage;

Which motion did not prevail, two-thirds of all the members present not voting therefor.

The bill was then referred to the committee on railroads.

The fifth named bill was read a first and second time by its title, and referred to the committee on private corporations.

The sixth named bill was read a first and second time by its title, and referred to the committee on judiciary.

By unanimous consent,

Mr. Bloom, leave being granted, introduced

House bill No. 39, entitled

A bill to amend an act entitled "An act to create a fire commission in the city of Detroit," approved March 18, 1871, and amended May 23, 1877;

The bill was read a first and second time by its title, and pending its reference,

Mr. Bloom moved that the rules be suspended, and the bill be put upon its immediate passage;

Which motion did not prevail, two-thirds of all the members present not voting therefor.

The bill was then referred to the committee on municipal corporations.

By unanimous consent, the House took up the order of

## REPORTS OF STANDING COMMITTEES.

By the committees on State affairs:

The committees on State affairs, to whom was referred

House bill No. 31, entitled

A bill to reincorporate the city of Manistee,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, with the accompanying amendments, and recommend that the amendments be concurred in, and that the bill when so amended do pass, and ask to be discharged from the further consideration of the subject.

GEO. H. GRANGER, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Granger,

The House concurred in the amendments made to the bill by the committee.

On motion of Mr. Cutcheon,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

Pending the third reading of the bill,

On motion of Mr. Wing,

The bill was laid on the table.



By the committee on State affairs:

The committee on State affairs, to whom was referred

House joint resolution No. 2, entitled

Joint resolution authorizing the Governor to issue a patent to Nelson Sperry for the S.  $\frac{1}{4}$  of N. E.  $\frac{1}{4}$ , section 16, township 10 N. of range 9 east, primary school lands,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the joint resolution do pass, and ask to be discharged from the further consideration of the subject,

GEO. H. GRANGER, *Chairman.*

Report accepted and committee discharged.

Mr. Granger moved that the rules be suspended and the joint resolution put upon its immediate passage;

Which motion did not prevail, two-thirds of all the members present not voting therefor.

The joint resolution was then ordered printed, referred to the committee of the whole and placed on the general order.

By the committee on State house of correction:

The committee on State house of correction, to whom was referred

Senate bill No. 15 (file No. 3), entitled

A bill to amend section 12 of an act entitled "An act to regulate and govern the State house of correction and reformatory at Ionia," approved May 23, 1877, as amended by act No. 110 of the public acts of 1879,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

U. YARRINGTON, *Acting Chairman.*

Report accepted and committee discharged.

On motion of Mr. Yarrington,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |               |                    |                  |
|-------------|---------------|--------------------|------------------|
| Mr. Alvord, | Mr. Cottrell, | Mr. G. H. Hopkins, | Mr. Parsons,     |
| Ball,       | Davenport,    | King,              | B. F. Partridge, |
| Ballentine, | Dewey,        | Kinnic,            | A. S. Partridge, |
| Baldwin,    | Diller,       | Klei,              | Perham,          |
| Belden,     | Dundas,       | Knapp,             | Pomroy,          |
| Bennett,    | Earle,        | LaDu,              | Robertson,       |
| Bidelman,   | Easton,       | Littell,           | Root,            |
| Bishop,     | Eisenmann,    | Markham,           | Seymour,         |
| Bloom,      | Estabrook,    | Martin,            | Stephenson,      |
| Caruss,     | Ewers,        | McIntyre,          | Turnbull,        |
| Carmer,     | Gale,         | Mulvey,            | Waring,          |
| Carpenter,  | Gibbs,        | W. Nelson,         | J. H. White,     |
| Cobb,       | Grant,        | Nichols,           | Wing,            |
| Cooper,     | Hackett,      | North,             | Willett,         |
| Copley,     | Harford,      | Oliver,            | Yarrington,      |
| Cutcheon,   | Hitchcox,     | Palmerlee,         | Speaker,         |

## NAYS.

|               |              |             |              |   |
|---------------|--------------|-------------|--------------|---|
| Mr. Garfield, | Mr. Prindle, | Mr. VanLoo, | Mr. Wilkins, |   |
| Hawkins,      | Rose,        | Ward,       | Young,       | 8 |

Title agreed to.

On motion of Mr. Yarrington,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on agriculture:

The committee on agriculture, to whom was referred

House bill No. 24, entitled

A bill for the relief of the Washtenaw county agricultural and horticultural society,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

CROSBY EATON, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Kinne,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |                |                |                     |
|-------------|----------------|----------------|---------------------|
| Mr. Austin, | Mr. Davenport, | Mr. Harford,   | Mr. A.S. Partridge, |
| Ball,       | Dewey,         | G. H. Hopkins, | B.F. Partridge,     |
| Ballentine, | Diller,        | Howard,        | Pomroy,             |
| Baldwin,    | Dundas,        | King,          | Remick,             |
| Belden,     | Earle,         | Kinne,         | Robertson,          |
| Bidelman,   | Easton,        | Klei,          | Seymour,            |
| Bloom,      | Eaton,         | Knapp,         | Stephenson,         |
| Campbell,   | Eisenmann,     | LaDu,          | Turnbull,           |
| Caruss,     | Estabrook,     | Littell,       | Ward,               |
| Carmer,     | Ewers,         | Markham,       | Waring,             |
| Carpenter,  | Fraser,        | McIntyre,      | J. H. White.        |
| Cobb,       | Fyfe,          | Mulvey,        | Wilkins,            |
| Cooper,     | Gale,          | W. Nelson,     | Willett,            |
| Copley,     | Gibbs,         | E. D. Nelson,  | Yarrington,         |
| Corbin,     | Goodman,       | Nichols,       | Young,              |
| Cutcheon,   | Grant,         | Parsons,       | Speaker,            |
| Cottrell,   |                |                |                     |

65

## NAYS.

|               |              |              |              |   |
|---------------|--------------|--------------|--------------|---|
| Mr. Garfield, | Mr. Prindle, | Mr. Van Loo, | Mr. Wolcott, |   |
| Palmerlee,    | Root,        | Woodruff,    | Wyckoff,     | 8 |

Title agreed to.

On motion of Mr. Kinne,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on railroads:

The committee on railroads, to whom was referred

Senate bill No. 20, entitled,

A bill to amend section 17, Act No. 198, of session laws of 1873, entitled "An act to revise the laws providing for incorporation of railroad companies and to regulate the running and management, and to fix the duties and liabilities of all railroads and other corporations owning or operating any railroad in this State," approved May 1, 1873,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. H. WHITE, *Chairman*.

Report adopted and committee discharged.

On motion of Mr. J. H. White,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |                |                  |              |
|-------------|----------------|------------------|--------------|
| Mr. Alvord, | Mr. Dundas,    | Mr. Kinne,       | Mr. Remick,  |
| Austin,     | Earle,         | Klei,            | Robertson,   |
| Ball,       | Eaton,         | Knapp,           | Root,        |
| Ballentine, | Eisenmann,     | Littell,         | Rose,        |
| Baldwin,    | Ewers,         | Markham,         | Seymour,     |
| Belden,     | Fyfe,          | Martin,          | Turnbull,    |
| Bennett,    | Gale,          | McIntyre,        | VanLoo,      |
| Bidelman,   | Gibbs,         | W. Nelson,       | Ward,        |
| Bishop,     | Goodman,       | E. D. Nelson,    | Waring,      |
| Bloom,      | Grant,         | Nichols,         | J. E. White, |
| Campbell,   | Hackett,       | Oliver,          | J. H. White, |
| Caruss,     | Harford,       | Palmerlee,       | Wilkins,     |
| Carmer,     | Hawkins,       | Parsons,         | Willetts,    |
| Cobb,       | Hitchcock,     | A. S. Patridge,  | Woodruff,    |
| Cooper,     | G. H. Hopkins, | B. F. Partridge, | Wyckoff,     |
| Corbin,     | Howard,        | Perham,          | Yarrington,  |
| Cottrell,   | Hubbard,       | Pomroy,          | Young,       |
| Dewey,      | King,          | Prindle,         | Speaker,     |
| Diller,     |                |                  |              |

73

#### NAYS.

0

Title agreed to.

On motion of J. H. White,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on municipal corporations:

The committee on municipal corporations to whom was referred

House bill No. 27, entitled

A bill to incorporate the village of Minden in Sanilac county,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. PARSONS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. McIntyre,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |                |                  |                      |
|-------------|----------------|------------------|----------------------|
| Mr. Anstin, | Mr. Diller,    | Mr. Kinne,       | Mr. B. F. Partridge, |
| Ball,       | Dundas,        | Klei,            | Remick,              |
| Ballentine, | Earl,          | Knapp,           | Robertson,           |
| Baldwin,    | Easton,        | Littell,         | Rose,                |
| Barton,     | Eaton,         | Martin,          | Seymour,             |
| Bennett,    | Edwards,       | McIntyre,        | Turnbull,            |
| Bidelman,   | Estabrook,     | Mulvey,          | Ward,                |
| Bishop,     | Ewers,         | W. Nelson,       | Waring,              |
| Carmer,     | Gale,          | E. D. Nelson,    | J. H. White,         |
| Carpenter,  | Grant,         | Nichols,         | Wing,                |
| Cooper,     | Hackett,       | Oliver,          | Woodruff,            |
| Ontcheon,   | G. H. Hopkins, | Parsons,         | Yarrington,          |
| Cottrell,   | Howard,        | A. S. Partridge, | Young,               |
| Dewey,      | King,          |                  |                      |

54

## NAYS.

|             |           |              |              |
|-------------|-----------|--------------|--------------|
| Mr. Alvord, | Mr. Fyfe, | Mr. Markham, | Mr. Van Loo, |
| Copley,     | Garfield, | Palmerlee,   | Wilkins,     |
| Eisenmann,  | Harford,  | Prindle,     | Wolcott,     |
| Fraser,     | LaDu,     | Root,        |              |

15

Title agreed to.

On motion of Mr. McIntyre,

By a two-thirds vote of all the members elect, the bill was ordered to take immediate effect.

By the committee on municipal corporations:

The committee on municipal corporations, to whom was referred

House bill No. 35, entitled

A bill to authorize the city of Saginaw to raise money for building a court house therein for the county of Saginaw, and to authorize said county and city to contract with each other therefor,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. PARSONS, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Turnbull,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor by yeas and nays as follows:

## YEAS.

|             |             |            |             |
|-------------|-------------|------------|-------------|
| Mr. Austin, | Mr. Diller, | Mr. Kinne, | Mr. Remick, |
| Ball,       | Dundas,     | Klei,      | Robertson,  |
| Ballentine, | Earl,       | Knapp,     | Root,       |
| Baldwin,    | Easton,     | LaDu,      | Rose,       |

|             |                |                 |              |
|-------------|----------------|-----------------|--------------|
| Mr. Belden, | Mr. Eaton,     | Mr. Littell,    | Mr. Seymour, |
| Bishop,     | Eisenmann,     | Markham,        | Stephenson,  |
| Bloom,      | Estabrook,     | Martin,         | Turnbull,    |
| Campbell,   | Ewers,         | McIntyre,       | Ward,        |
| Caruss,     | Gale,          | Mulvey,         | J. H. White, |
| Carmer,     | Goodman,       | W. Nelson,      | Wing,        |
| Carpenter,  | Granger,       | E. D. Nelson,   | Wilkins,     |
| Cobb,       | Grant,         | Nichols,        | Willett,     |
| Cooper,     | Harford,       | North,          | Woodruff,    |
| Copley,     | G. H. Hopkins, | Oliver,         | Wyckoff,     |
| Corbin,     | Howard,        | Parsons,        | Yarrington,  |
| Cutcheon,   | Hubbard,       | B.F. Partridge, | Young,       |
| Cottrell,   | King,          | Prindle,        | Speaker,     |
| Dewey,      |                |                 |              |

69

## NAYS.

Mr. Alvord,

1

Title agreed to.

On motion of Mr. Knapp,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on municipal corporations:

The committee on municipal corporations to whom was referred

House bill No. 33, entitled

A bill to amend section 18 of act 142, approved May 11, 1881 (session laws of Michigan), to extend time of registration for the village of Kalamazoo,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. PARSONS, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

By the committee on municipal corporations:

The committee on municipal corporations to whom was referred

House bill No. 23, entitled

A bill to amend an act entitled "An act to incorporate a board of water commissioners for the city of East Saginaw, to supply the city with pure and wholesome water, and to provide for the completion and management of the East Saginaw water-works," approved February 28 1873,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. PARSONS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Estabrook,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |                |                 |              |
|-------------|----------------|-----------------|--------------|
| Mr. Austin, | Mr. Dundas,    | Mr. King,       | Mr. Perham,  |
| Ball,       | Earl,          | Klei,           | Pomroy,      |
| Ballentine, | Easton,        | Knapp,          | Prindle,     |
| Baldwin,    | Eaton,         | LaDu,           | Remick,      |
| Barton,     | Eisenmann,     | Littell,        | Robertson,   |
| Bennett,    | Edwards,       | Markham,        | Rose,        |
| Bidelman,   | Estabrook,     | Martin,         | Stephenson,  |
| Bloom,      | Ewers,         | Mulvey,         | Turnbull,    |
| Campbell,   | Gale,          | W. Nelson,      | Ward,        |
| Carner,     | Goodman,       | E. D. Nelson,   | Waring,      |
| Carpenter,  | Granger,       | Nichols,        | J. E. White, |
| Cobb,       | Grant,         | North,          | J. H. White, |
| Cooper,     | Hackett,       | Oliver,         | Willett,     |
| Corbin,     | Harford,       | Palmerlee,      | Woodruff,    |
| Cutcheon,   | G. H. Hopkins, | Parsons,        | Yarrington,  |
| Cotterell,  | Howard,        | A.S. Partridge, | Young,       |
| Dewey,      | Hubbard,       | B.F. Partridge, | Speaker,     |
| Diller,     |                |                 |              |

69

## NAYS.

0

Title agreed to.

On motion of Mr. Estabrook,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By unanimous consent,

Mr. Campbell, leave being granted, introduced

House bill No. 40, entitled

A bill in relation to specific taxes on street railway companies for the current year.

The bill was read a first and second time by its title, and referred to the committee on ways and means.

By the committee on municipal corporations:

The committee on municipal corporations, to whom were referred the following bills, viz.:

1. House bill No. 18, entitled

A bill authorizing the common council, of the city of Detroit, with the concurrence of the city council thereof, to make a re-assessment to defray the expense of a public improvement on Michigan avenue, a street in said city,

2. House bill No. 19, entitled

A bill authorizing the common council of the city of Detroit, with the city council thereof, to make a re-assessment to defray the expense of a public improvement on Jefferson avenue, a street in said city, from the railroad bridge to the east curb line of Elmwood avenue,

3. House bill No. 20, entitled

A bill authorizing the common council of the city of Detroit, with the concurrence of the city council thereof, to make a re-assessment to defray the expense of a public improvement on Jefferson avenue, a street in said city, from the west curb line of Shelby street to the east curb line of Beaubien street, in said city,

4. House bill No. 21, entitled

A bill authorizing the common council of the city of Detroit, with the con-

currence of the city council thereof, to make a re-assessment to defray the expense of a public improvement on Jefferson avenue, a street in said city, from the east curb line of Beaubien street to the railroad bridge in said city,

5. House bill No. 22, entitled

A bill authorizing the common council of the city of Detroit, with the concurrence of the city council thereof, to make a re-assessment to defray the expense of a public improvement on Franklin street, in said city,

Respectfully report that they have had the said bills under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bills do pass, and ask to be discharged from the further consideration of the subject.

J. PARSONS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. G. H. Hopkins,

The rules were suspended, two-thirds of all the members present voting therefor, and the five bills above named and reported were put upon their immediate passage.

The first named bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

| Mr. Ball,  | Mr. Cottrell.  | Mr. Howard, | Mr. A. S. Partridge, |
|------------|----------------|-------------|----------------------|
| Baldwin,   | Dewey,         | Hubbard,    | Remick,              |
| Belden,    | Dundas,        | King,       | Robertson,           |
| Bennett,   | Earle,         | Kinne,      | Seymour,             |
| Bidelman,  | Easton,        | Klei,       | Stephenson,          |
| Bishop,    | Eaton,         | Knapp,      | Turnbull,            |
| Blom,      | Edwards,       | McIntyre,   | Ward,                |
| Campbell,  | Estabrook,     | Mulvey,     | Waring,              |
| Carmer,    | Ewers,         | W. Nelson,  | Wing,                |
| Carpenter, | Gale,          | Nichols,    | Wilkins,             |
| Cobb,      | Goodman,       | North,      | Woodruff,            |
| Cooper,    | Granger,       | Oliver,     | Wyckoff,             |
| Copley,    | Harford,       | Palmerlee,  | Young,               |
| Corbin,    | G. H. Hopkins, | Parsons,    | Speaker,             |
| Cutcheon,  |                |             |                      |

56

NAYS.

| Mr. Caruss, | Mr. Fraser, | Mr. Parker, | Mr. Rose, |
|-------------|-------------|-------------|-----------|
| Eisenmann,  | Hackett,    | Prindle,    |           |

7

Title agreed to.

On motion of Mr. G. H. Hopkins,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The second named bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

| Mr. Ball,   | Mr. Cottrell, | Mr. G. H. Hopkins, | Mr. B. F. Partridge, |
|-------------|---------------|--------------------|----------------------|
| Ballentine, | Davenport,    | Howard,            | Prindle,             |
| Baldwin,    | Dewey,        | Hubbard,           | Remick,              |
| Barton,     | Diller,       | King,              | Robertson,           |
| Bennett,    | Dundas,       | Kinne,             | Rose,                |

|               |            |                |              |
|---------------|------------|----------------|--------------|
| Mr. Bidelman, | Mr. Earle, | Mr. Klei,      | Mr. Seymour, |
| Bishop,       | Easton,    | Knapp,         | Stephenson,  |
| Bennett,      | Eaton,     | Littell,       | Turnbull,    |
| Blood,        | Edwards,   | Martin,        | Ward,        |
| Campbell,     | Estabrook, | McIntyre,      | J. H. White, |
| Caruss,       | Ewers,     | W. Nelson,     | Wing,        |
| Carner,       | Gale,      | E. D. Nelson,  | Wilkins,     |
| Campbell,     | Goodman,   | Nichols,       | Woodruff,    |
| Cobb,         | Granger,   | North,         | Wyckoff,     |
| Cooper,       | Grant,     | Oliver,        | Yarrington,  |
| Corbin,       | Hackett,   | Parsons,       | Young,       |
| Cutcheon,     | Harford,   | A.S.Partridge, | Speaker, 68  |

## NAYS.

|                |               |             |              |
|----------------|---------------|-------------|--------------|
| Mr. Eisenmann, | Mr. Hitchcox, | Mr. Parker, | Mr. Van Loo, |
| Fraser,        |               |             | 5            |

Title agreed to.

On motion of Mr. G. H. Hopkins,

By a motion of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The third named bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

|            |                |                |              |
|------------|----------------|----------------|--------------|
| Mr. Ball,  | Mr. Dewey,     | Mr. Klei,      | Mr. Remick,  |
| Balentine. | Diller,        | Knapp,         | Robertson,   |
| Baldwin,   | Dundas,        | Littell,       | Rose,        |
| Barton,    | Earle,         | Markham,       | Seymour,     |
| Belden,    | Easton,        | Mercer,        | Stephenson,  |
| Bennett,   | Edwards,       | McIntyre,      | Turnbull,    |
| Bidelman,  | Estabrook,     | Mulvey,        | Ward,        |
| Bishop,    | Ewers,         | W. Nelson,     | Waring,      |
| Bloom,     | Goodman,       | E. D. Nelson,  | J. H. White, |
| Campbell,  | Granger,       | Nichols,       | Wing,        |
| Caruss,    | Grant,         | North,         | Wilkins,     |
| Carmer,    | Harford,       | Oliver,        | Willett,     |
| Carpenter, | G. H. Hopkins, | Palmerlee,     | Woodruff,    |
| Cobb,      | Howard,        | Parsons,       | Wolcott,     |
| Cooper,    | Hubbard,       | A.S.Partridge, | Wyckoff,     |
| Cutcheon,  | King,          | Pomroy,        | Young,       |
| Cottrell,  | Kinne,         | Prindle,       | Speaker, 69  |
| Davenport, |                |                |              |

## NAYS.

|                |             |              |   |
|----------------|-------------|--------------|---|
| Mr. Eisenmann, | Mr. Fraser, | Mr. Van Loo. | 3 |
|----------------|-------------|--------------|---|

Title agreed to.

On motion of Mr. G. H. Hopkins,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The fourth named bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:



## YEAS.

|             |                |                 |              |
|-------------|----------------|-----------------|--------------|
| Mr. Alvord, | Mr. Dundas,    | Mr. Hubbard,    | Mr. Prindle, |
| Austin,     | Earl,          | King,           | Remick,      |
| Ball,       | Easton,        | Kinne,          | Robertson,   |
| Baldwin,    | Eisenmann,     | Klei,           | Seymour,     |
| Barton,     | Edwards,       | Knapp,          | Stephenson,  |
| Bonnett,    | Estabrook,     | Littell,        | Turnbull,    |
| Bidelman,   | Ewers,         | McIntyre,       | Ward,        |
| Bishop,     | Gale,          | Mulvey,         | Waring,      |
| Campbell,   | Goodman,       | W. Nelson,      | J. H. White, |
| Carpenter,  | Granger,       | E. D. Nelson,   | Wing,        |
| Cobb,       | Grant,         | Nichols,        | Wilkins,     |
| Cooper,     | Hackett,       | North,          | Woodruff,    |
| Cutcheon,   | Harford,       | Oliver,         | Young,       |
| Cottrell,   | G. H. Hopkins, | A.S. Partridge, | Speaker,     |
| Dewey,      | Howard,        | B.F. Partridge, | 59           |

## NAYS.

|             |             |             |   |
|-------------|-------------|-------------|---|
| Mr. Fraser, | Mr. Pomroy, | Mr. VanLoo, | 3 |
|-------------|-------------|-------------|---|

Title agreed to.

On motion of Mr. G. H. Hopkins,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The fifth named bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |                |                 |                     |
|-------------|----------------|-----------------|---------------------|
| Mr. Austin, | Mr. Dewey,     | Mr. Hubbard,    | Mr. B.F. Partridge, |
| Ballentine, | Earl,          | King,           | Remick,             |
| Baldwin,    | Easton,        | Kinne,          | Robertson,          |
| Bennett,    | Eaton,         | Klei,           | Seymour,            |
| Bidelman,   | Edwards,       | Knapp,          | Stephenson,         |
| Bishop,     | Estabrook,     | Littell,        | Turnbull,           |
| Bloom,      | Ewers,         | McIntyre,       | Ward,               |
| Campbell,   | Gale,          | Mulvey,         | Waring,             |
| Caruss,     | Goodman,       | W. Nelson,      | J. H. White,        |
| Carmer,     | Granger,       | Nichols,        | Wing,               |
| Carpenter,  | Grant,         | North,          | Wilkins,            |
| Cobb,       | Harford,       | Oliver,         | Woodruff,           |
| Cooper,     | G. H. Hopkins, | Parsons,        | Young,              |
| Copley,     | Howard,        | A.S. Partridge, | Speaker,            |
| Davenport,  |                |                 | 53                  |

## NAYS.

|             |             |             |              |   |
|-------------|-------------|-------------|--------------|---|
| Mr. Alvord, | Mr. Fraser, | Mr. Pomroy, | Mr. Van Loo, | 4 |
|-------------|-------------|-------------|--------------|---|

Title agreed to.

On motion of Mr. G. H. Hopkins,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on private corporations:

The committee on private corporations, to whom was referred

Senate bill No. 17½, entitled

A bill to provide for renewing the incorporation of companies organized for mining and manufacturing purposes,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

E. D. KINNE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows : •

#### YEAS.

|             |                |                  |             |
|-------------|----------------|------------------|-------------|
| Mr. Austin, | Mr. Cottrell,  | Mr. Kinne,       | Mr. Perham, |
| Ball,       | Dewey,         | Klei,            | Pomroy,     |
| Baldwin,    | Dundas,        | Knapp,           | Prindle,    |
| Bennett,    | Earl,          | LaDu,            | Remick,     |
| Bidelman,   | Eaton,         | Markham,         | Robertson,  |
| Bishop,     | Estabrook,     | Mercer,          | Rose,       |
| Bloom,      | Ewers,         | McIntyre,        | Seymour,    |
| Campbell,   | Fyfe,          | Mulvey,          | Stephenson, |
| Carus,      | Gale,          | W. Nelson,       | Turnbull,   |
| Carmer,     | Goodman,       | E. D. Nelson,    | Ward,       |
| Carpenter,  | Grauger,       | Nichols,         | Waring,     |
| Cooper,     | Grant,         | North,           | Wing,       |
| Copley,     | Hackett,       | Oliver,          | Wilkins,    |
| Corbin,     | G. H. Hopkins, | A. S. Partridge, | Woodruff,   |
| Outcheon,   | King,          | B. F. Partridge, | Wyckoff, 60 |

#### NAYS.

|                |               |              |                |
|----------------|---------------|--------------|----------------|
| Mr. Eisenmann, | Mr. Garfield, | Mr. Van Loo, | Mr. Wolcott, 4 |
|----------------|---------------|--------------|----------------|

Title agreed to.

On motion of Mr. Kinne,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on insurance :

The committee on insurance, to whom was referred

House bill No. 30, entitled

A bill to amend section 1 of act No. 157 of the session laws of 1881, entitled, "An act to authorize the incorporation of a Michigan millers' fire insurance company,"

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the house, without amendment, and recommend that the bill do pass, and ask to be discharged from further consideration of the subject.

G. B. MARKHAM, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Martin,

The rules were suspended, two-thirds of all the members present voting therefor, and

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

## YEAS.

|             |                |                 |              |
|-------------|----------------|-----------------|--------------|
| Mr. Alvord, | Mr. Cottrell,  | Mr. Hubbard,    | Mr. Pomroy,  |
| Austin,     | Davenport,     | King,           | Prindle,     |
| Ball,       | Dewey,         | Kinne,          | Remick,      |
| Ballentine, | Diller,        | Klei,           | Robertson,   |
| Baldwin,    | Earl,          | Knapp,          | Seymour,     |
| Belden,     | Easton,        | LaDu,           | Stephenson,  |
| Bennett,    | Eaton,         | Littell,        | Turnbull,    |
| Bidelman,   | Eisenmann,     | Markham,        | Van Loo,     |
| Bishop,     | Estabrook,     | Martin,         | Ward,        |
| Blood,      | Ewers,         | Mercer,         | J. E. White, |
| Bloom,      | Fraser,        | McIntyre,       | J. H. White, |
| Campbell,   | Gale,          | Mulvey,         | Wing,        |
| Caruss,     | Gibbs,         | W. Nelson,      | Wilkins,     |
| Carmer,     | Goodman,       | Nichols,        | Willetts,    |
| Carpenter,  | Grauger,       | Oliver,         | Woodruff,    |
| Cobb,       | Hackett,       | Parsons,        | Wolcott,     |
| Cooper,     | Harford,       | A.S. Partridge, | Wyckoff,     |
| Copley,     | Hitchcox,      | B.F. Partridge, | Yarrington,  |
| Corbin,     | G. H. Hopkins, | Perham,         | Speaker,     |
| Cutcheon,   | Howard,        |                 |              |
|             |                |                 | 78           |
|             |                |                 | 0            |

## NAYS.

Title agreed to.

On motion of Mr. Carmer,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 16 (file No. 4), entitled

A bill to amend section 3 of act No. 159 of the session laws of 1881, entitled "An act to amend sections 3, 6, 7, and 10 of chapter 53, being compiler's sections 1962, 1965, 1966, and 1969 of the compiler's laws of 1871, relative to disorderly persons," approved May 20, 1881,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill be referred to the committee of the whole and placed on the general order, and ask to be discharged from further consideration of the subject.

JAMES H. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Campbell,

The bill was referred to the committee of the whole, and placed on the general order.

By a majority of the committee on judiciary:

The committee on judiciary to whom was referred

Senate bill No. 22, entitled

A bill to amend sections 2 and 3 of act No. 28 of the public acts of 1877, being an act entitled "An act to provide for the appointment of an assistant prosecuting attorney for the county of Wayne," approved March 9, 1877,

Respectfully report that they have had the same under consideration, and a majority of the committee have directed me to report the same back to the

House without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JAMES H. CAMPBELL, *Chairman*.

Report accepted and committee discharged.

The bill was referred to the committee of the whole and placed on the general order.

Mr. Wing moved to take from the table

House bill No. 31, entitled

A bill to re-incorporate the city of Manistee;

Which motion prevailed.

Mr. Wing moved that he be granted leave to withdraw the same from the files of the House;

Which motion prevailed.

The bill was then so withdrawn.

Mr. Wing then gave notice that on some future day he would ask leave to introduce a bill to re-incorporate the city of Manistee.

Mr. Granger moved to discharge the committee of the whole from the further consideration of

House joint resolution No. 2, entitled

Joint resolution authorizing the Governor to issue a patent to Nelson Sperry for the S.  $\frac{1}{4}$  of N. E.  $\frac{1}{4}$  of section sixteen (16), township ten (10) north, of range nine (9) east, the same being primary school lands;

Which motion prevailed.

On motion of Mr. Granger,

The joint resolution was put upon its immediate passage.

Pending the third reading thereof,

Mr. Hitchcox moved that the House do now adjourn;

Which motion did not prevail.

The joint resolution was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

| Mr. Ball,   | Mr. Davenport, | Mr. Hubbard,     | Mr. Remick,  |
|-------------|----------------|------------------|--------------|
| Ballentine, | Dewey,         | King,            | Robertson,   |
| Baldwin,    | Earl,          | Kinne,           | Rose,        |
| Belden,     | Easton,        | Klei,            | Seymour,     |
| Bennett,    | Eaton,         | Knapp,           | Stephenson,  |
| Bidelman,   | Eisenmann,     | LaDu,            | Turnbull,    |
| Bishop,     | Estabrook,     | Littell,         | Van Loo,     |
| Blood,      | Ewers,         | Markham,         | Ward,        |
| Bloom,      | Fraser,        | Martin,          | Waring,      |
| Campbell,   | Gale,          | Mercer,          | J. E. White, |
| Caruss,     | Gibbs,         | McIntyre,        | J. H. White, |
| Carmer,     | Goodman,       | Mulvey,          | Wing,        |
| Carpenter,  | Granger,       | W. Nelson,       | Wilkins,     |
| Cobb,       | Grant,         | E. D. Nelson,    | Willetts,    |
| Cooper,     | Hawkins,       | Nichols,         | Woodruff,    |
| Copley,     | Hill,          | Oliver,          | Wolcott,     |
| Corbin,     | Hitchcox,      | Parsons,         | Wyckoff,     |
| Cutcheon,   | G. H. Hopkins, | A. S. Partridge, | Young,       |
| Cottrell,   | Howard,        | Prindle,         | Speaker,     |

#### NAYS.

Title and preamble agreed to.

On motion of Mr. Granger,

By a vote of two-thirds of all the members elect, the joint resolution was ordered to take immediate effect.

Mr. Fraser moved to reconsider the vote by which the House this afternoon concurred in the amendment made by the Senate to the following concurrent resolution :

*Resolved* (the Senate concurring), That the Auditor General be and he is hereby directed to publish in pamphlet form a sufficient number of copies of the acts passed and amended at the present session of the Legislature relative to taxation so as to supply one copy thereof to each supervisor, township clerk, highway commissioner, township treasurer, members of the board of review, justices of the peace, county treasurer, county clerk, prosecuting attorney, members of the Legislature, State officers, and judges of the supreme and circuit courts,

The amendments appearing in the Senate message of this date ;

Which motion prevailed.

The question being on concurring in said amendments,

The same were not concurred in.

By the committee on local taxation :

The committee on local taxation, to whom was referred,

House bill No. 32, entitled

A bill to authorize the township board of the township of Kalamazoo, to extend the time for collection and return of taxes for the year 1881, in said township,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. EARLE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Earle,

The rules were suspended, two-thirds of all the members present voting therefor and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

YEAS.

| Mr. Austin, | Mr. Earl,  | Mr. King,  | Mr. Pomroy,  |
|-------------|------------|------------|--------------|
| Ball,       | Easton,    | Kinne,     | Prindle,     |
| Ballentine, | Eaton,     | Klei,      | Remick,      |
| Baldwin,    | Eisenmann, | Knapp,     | Robertson,   |
| Bennett,    | Edwards,   | LaDu,      | Seymour,     |
| Bidelman,   | Estabrook, | Littell,   | Stephenson,  |
| Bishop,     | Ewers,     | Markham,   | Turnbull,    |
| Blood,      | Fraser,    | Martin,    | Van Loo,     |
| Bloom,      | Fyfe,      | Mercer,    | Waring,      |
| Campbell,   | Gale,      | McIntyre,  | J. E. White, |
| Caruss,     | Gibbs,     | Mulvey,    | J. H. White, |
| Carmer,     | Granger,   | W. Nelson, | Wing,        |
| Carpenter,  | Grant,     | Nichols,   | Wilkins,     |
| Copley,     | Hackett,   | North,     | Willett,     |
| Corbin,     | Harford,   | Oliver,    | Woodruff,    |
| Cutcheon,   | Hawkins,   | Parker,    | Wolcott,     |

|               |                |                  |              |    |
|---------------|----------------|------------------|--------------|----|
| Mr. Cottrell, | Mr. Hill,      | Mr. Parsons,     | M. W yckoff, |    |
| Davenport,    | G. H. Hopkins, | A. S. Partridge, | Young,       |    |
| Dewey,        | Howard,        | B. F. Partridge, | Speaker,     |    |
| Diller,       | Hubbard,       | Perham,          |              | 79 |
|               |                |                  |              | 0  |

NAYS.

Title agreed to.

On motion of Mr. Earle,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on local taxation :

The committee on local taxation to whom was referred

House bill No. 34, entitled

A bill to legalize the tax roll of the township of Kochville, in the county of Saginaw, for the year 1881, and to authorize the collection of the taxes assessed thereon,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

N. A. EARLE, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Earle,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor by yeas and nays as follows :

YEAS.

|             |                |                  |              |    |
|-------------|----------------|------------------|--------------|----|
| Mr. Alvord, | Mr. Diller,    | Mr. Hubbard,     | Mr. Perham,  |    |
| Ball,       | Dundas,        | King,            | Pomroy,      |    |
| Ballentine, | Earl,          | Kinne,           | Prindle,     |    |
| Baldwin,    | Easton,        | Klei,            | Remick,      |    |
| Barton,     | Eaton,         | Knapp,           | Robertson,   |    |
| Bennett,    | Eisenmann,     | LaDu,            | Rose,        |    |
| Bidelman,   | Edwards,       | Littell,         | Seymour,     |    |
| Bishop,     | Estabrook,     | Markham,         | Stephenson,  |    |
| Blood,      | Ewers,         | Martin,          | Van Loo,     |    |
| Bloom,      | Fyfe,          | Mercer,          | Ward,        |    |
| Campbell,   | Gale,          | McIntyre,        | Waring,      |    |
| Carusa,     | Gibbs,         | Mulvey,          | J. E. White, |    |
| Carmer,     | Goodman,       | W. Nelson,       | J. H. White, |    |
| Carpenter,  | Granger,       | E. D. Nelson,    | Wing,        |    |
| Cooper,     | Grant,         | Nichols,         | Wilkins,     |    |
| Copley,     | Hackett,       | North,           | Willet,      |    |
| Corbin,     | Harford,       | Oliver,          | Woodruff,    |    |
| Cutcheon,   | Hawkins,       | Parker,          | Wolcott,     |    |
| Cottrell,   | Hill,          | Parsons,         | Wyckoff,     |    |
| Davenport,  | G. H. Hopkins, | A. S. Partridge, | Young,       |    |
| Dewey,      | Howard,        | B. F. Partridge, | Speaker,     | 84 |

NAYS.

0

Title agreed to.

On motion of Mr. Earle,

By a vote of two-thirds of all the members elect the bill was ordered to take immediate effect.

By the committee on judiciary:

The committee on judiciary, to whom was referred

House bill No. 29, entitled

A bill for the retirement of judges of the supreme and circuit courts of seventy years of age and twenty years' service with a pension,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

JAMES H. CAMPBELL, *Chairman.*

Report accepted and committee discharged.

The bill was referred to the committee of the whole, and placed on the general order.

Mr. Parsons moved to discharge the committee of the whole from the further consideration of

House bill No. 33, entitled

A bill to amend section 18 of act No. 142, approved May 11, A. D. 1881, session laws of Michigan, to extend time of registration in the village of Kalamazoo;

Which motion prevailed.

On motion of Mr. Parsons,

The bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |                |                 |              |
|-------------|----------------|-----------------|--------------|
| Mr. Ball,   | Mr. Eaton,     | Mr. Kinne,      | Mr. Perham,  |
| Ballentine, | Eisenmann,     | Klei,           | Pomroy,      |
| Baldwin,    | Edwards,       | Knapp,          | Prindle,     |
| Bennett,    | Estabrook,     | LaDu,           | Remick,      |
| Bidelman,   | Ewers,         | Littell,        | Robertson,   |
| Bishop,     | Fraser,        | Markham,        | Seymour,     |
| Blood,      | Fyfe,          | Martin,         | Stephenson,  |
| Bloom,      | Gale,          | Mercer,         | Turnbull,    |
| Campbell,   | Gibbs,         | Mulvey,         | Van Loo,     |
| Caruss,     | Goodman,       | W. Nelson,      | Ward,        |
| Carmer,     | Granger,       | E. D. Nelson,   | Waring,      |
| Carpenter,  | Grant,         | Nichols,        | J. E. White, |
| Copley,     | Hackett,       | North,          | Wing,        |
| Corbin,     | Harford,       | Oliver,         | Wilkins,     |
| Cutcheon,   | Hawkins,       | Palmerlee,      | Willet,      |
| Dewey,      | Hill,          | Parker,         | Woodruff,    |
| Diller,     | G. H. Hopkins, | Parsons,        | Wolcott,     |
| Dundas,     | Howard,        | A.S. Partridge, | Young,       |
| Earl,       | Hubbard,       | B.F. Partridge, | Speaker,     |
| Easton,     | King,          |                 |              |

#### NAYS.

Title agreed to.

On motion of Mr. Parsons,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By unanimous consent,

Mr. J. E. White offered the following resolution :

*Resolved*, That the clerks of the committees on judiciary and state affairs be, and they are instructed to assist the engrossing and enrolling committee during the continuance of the special session ;

Which was adopted.

On motion of Mr. Bidelman,

The House adjourned until to-morrow at 8:30 o'clock A. M.

*Lansing, Saturday, March 11, 1882.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Roll called : quorum present.

Absent without leave : Messrs. Barton, Hackett, Prindle, and Wilkins.

Mr. Gibbs moved that he be granted indefinite leave of absence from and after to-day noon ;

Which motion did not prevail.

#### REPORTS OF STANDING COMMITTEES.

By the committee on roads and bridges :

The committee on roads and bridges, to whom was referred

Senate bill No. 18, entitled

A bill to buy or build and maintain a bridge across the Saginaw river at Bay City,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

EUGENE H. BELDEN, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. B. F. Partridge,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor by yeas and nays as follows :

#### YEAS.

|             |               |                    |                      |
|-------------|---------------|--------------------|----------------------|
| Mr. Ball,   | Mr. Cutcheon, | Mr. H. J. Hopkins, | Mr. B. F. Partridge, |
| Ballentine, | Davenport,    | G. H. Hopkins,     | Perham,              |
| Baldwin,    | Dewey,        | Howard,            | Pomroy,              |
| Belden,     | Diller,       | Hubbard,           | Remick,              |
| Bennett,    | Dundas,       | King,              | Robertson,           |
| Bidelman,   | Earle,        | Kinne,             | Rose,                |



|             |            |                 |              |    |
|-------------|------------|-----------------|--------------|----|
| Mr. Bishop, | Mr. Eaton, | Mr. Klei,       | Mr. Van Loo, |    |
| Blood,      | Eisenmann, | Knapp,          | Waring,      |    |
| Campbell,   | Edwards,   | Littell,        | J. H. White, |    |
| Caruss,     | Estabrook, | Markham,        | Wing,        |    |
| Carmer,     | Fyfe,      | Mulvey,         | Willett,     |    |
| Carpenter,  | Gale,      | W. Nelson,      | Woodruff,    |    |
| Cobb,       | Gibbs,     | North,          | Wolcott,     |    |
| Cooper,     | Goodman,   | Oliver,         | Wyckoff,     |    |
| Copley,     | Grant,     | Parsons,        | Young,       |    |
| Corbin,     | Hill,      | A.S. Partridge, |              | 63 |
|             |            |                 |              | 0  |

NAYS.

Title agreed to.

On motion of Mr. B. F. Partridge,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By unanimous consent,

Mr. Wing, previous notice having been given, and leave being granted, introduced,

House bill No. 31, entitled

A bill to re-incorporate the city of Manistee.

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Wing,

The rules were suspended, two-thirds of all the members present voting therefore, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

|             |             |                    |                      |    |
|-------------|-------------|--------------------|----------------------|----|
| Mr. Ball,   | Mr. Diller, | Mr. H. J. Hopkins, | Mr. A. S. Partridge, |    |
| Ballentine, | Dundas,     | - G. H. Hopkins,   | B. F. Partridge,     |    |
| Baldwin,    | Eakins,     | Howard,            | Perham,              |    |
| Belden,     | Earle,      | Hubbard,           | Pomroy,              |    |
| Bennett,    | Easton,     | King,              | Robertson,           |    |
| Bidelman,   | Eaton,      | Klei,              | Rose,                |    |
| Bishop,     | Eisenmann,  | Knapp,             | Stephenson,          |    |
| Blood,      | Edwards,    | Littell,           | Van Loo,             |    |
| Campbell,   | Estabrook,  | Markham,           | Waring,              |    |
| Caruss,     | Ewers,      | Mercer,            | J. H. White,         |    |
| Carmer,     | Fyfe,       | McIntyre,          | Wing,                |    |
| Carpenter,  | Gale,       | Mulvey,            | Willett,             |    |
| Cobb,       | Gibbs,      | W. Nelson,         | Woodruff,            |    |
| Cooper,     | Goodman,    | North,             | Wolcott,             |    |
| Cutcheon,   | Grant,      | Oliver,            | Wyckoff,             |    |
| Cottrell,   | Hackett,    | Palmerlee,         | Yarrington,          |    |
| Davenport,  | Hawkins,    | Parker,            | Young,               | 71 |
| Dewey,      | Hill,       | Parsons,           |                      | 0  |

NAYS.

Title agreed to.

On motion of Mr. Wing,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

By the committee on ways and means:

The committee on ways and means, to whom was referred

House bill No. 40, entitled

A bill in relation to specific taxes on street railway companies for the current year,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without recommendation, and ask to be discharged from the further consideration of the subject.

WILLIAM BALL, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Ball,

The bill was laid on the table.

By the committee on towns and counties:

The committee on towns and counties, to whom was referred

House bill No. 36, entitled

A bill to amend section 1 of an act entitled an act giving the auditors of Wayne county a salary, approved April 12, 1871,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend that the bill do not pass, and ask to be discharged from the further consideration of the subject.

B. F. PARTRIDGE, *Chairman*.

Report accepted and committee discharged.

On demand of Mr. B. F. Partridge,

The bill was laid on the table.

By the committee on private corporations:

The committee on private corporations, to whom was referred

Senate bill No. 21, entitled

A bill to amend section 18 of an act entitled "An act for the incorporation of manufacturing companies," approved May 1st, 1875,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

E. D. KINNE, *Chairman*.

Report accepted and committee discharged.

On motion of Mr. Kinne,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

|             |             |              |              |
|-------------|-------------|--------------|--------------|
| Mr. Ball,   | Mr. Diller, | Mr. Hubbard, | Mr. Perham,  |
| Ballentine, | Edwards,    | King,        | Pomroy,      |
| Baldwin,    | Estabrook,  | Kinne,       | Remick,      |
| Bidelman,   | Ewers,      | Klei,        | Robertson,   |
| Bishop,     | Gale,       | Knapp,       | Rose,        |
| Blood,      | Gibbs,      | Littell,     | Stephenson,  |
| Caruss,     | Goodman,    | Markham,     | Waring,      |
| Carpenter,  | Granger,    | Mulvey,      | J. H. White, |
| Corbin,     | Hackett,    | W. Nelson,   | Wing,        |

|               |                |                  |               |    |
|---------------|----------------|------------------|---------------|----|
| Mr. Cutcheon, | Mr. Hawkins,   | Mr. Nichols,     | Mr. Woodruff, |    |
| Ottrell,      | Hill,          | North,           | Yarrington,   |    |
| Davenport,    | H. J. Hopkins, | A. S. Partridge, | Young,        |    |
| Dewey,        | G. H. Hopkins, | B. F. Partridge, |               | 51 |
|               |                | NAYS.            |               | 0  |

Title agreed to.

On motion of Mr. Kinne,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

#### MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER, }  
Lansing, March 10, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bill:

House bill No. 24, entitled .

A bill for the relief of Washtenaw county agricultural and horticultural society;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, has ordered the same to take immediate effect.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 10, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 23, entitled

A bill to amend section 33 of an act to authorize the incorporation of companies for the construction of union railroad stations and depots, with necessary connecting tracks, and the management of the same;

Also,

2. Senate bill No. 24, entitled

A bill to amend an act entitled "An act to amend sections 5, 9, and 22 of act No. 79, session laws of 1871, entitled 'An act to establish a police government for the city of Detroit,'" approved April 17, 1871; also, an act approved May 6, 1881;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Cottrell,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |                |                  |                |
|-------------|----------------|------------------|----------------|
| Mr. Austin, | Mr. Easton,    | Mr. Klei,        | Mr. Robertson, |
| Ballentine, | Eaton,         | Knapp,           | Root,          |
| Baldwin,    | Eisenmann,     | Littell,         | Rose,          |
| Bennett,    | Ewers,         | Markham,         | Stephenson,    |
| Bishop,     | Fyfe,          | Mercer,          | Turnbull,      |
| Campbell,   | Gale,          | McIntyre,        | Van Loo,       |
| Caruss,     | Goodman,       | Mulvey,          | Waring,        |
| Carpenter,  | Grant,         | W. Nelson,       | J. H. White,   |
| Cobb,       | Hill,          | E. D. Nelson,    | Wing,          |
| Cutcheon,   | H. J. Hopkins, | Nichols,         | Willett,       |
| Cottrell,   | G. H. Hopkins, | North,           | Woodruff,      |
| Davenport,  | Howard,        | A. S. Partridge, | Wyckoff,       |
| Dewey,      | Hubbard,       | B. F. Partridge, | Yarrington,    |
| Diller,     | Kinne,         | Remick,          | 55             |

## NAYS.

Mr. Fraser,

1

Title agreed to.

On motion of Mr. Cottrell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The second named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. G. H. Hopkins,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays as follows:

## YEAS.

|             |                |                  |              |
|-------------|----------------|------------------|--------------|
| Mr. Austin, | Mr. Edwards,   | Mr. Hubbard,     | Mr. Pomroy,  |
| Ball,       | Estabrook,     | King,            | Remick,      |
| Baldwin,    | Ewers,         | Kinne,           | Robertson,   |
| Bidelman,   | Fyfe,          | Knapp,           | Root,        |
| Bishop,     | Gale,          | LaDu,            | Rose,        |
| Borgman,    | Goodman,       | Markham,         | Seymour,     |
| Caruss,     | Granger,       | Mercer,          | Turnbull,    |
| Carpenter,  | Grant,         | Mulvey,          | Van Loo,     |
| Cooper,     | Hackett,       | W. Nelson,       | J. H. White, |
| Cutcheon,   | Harford,       | Nichols,         | Wing,        |
| Cottrell,   | Hill,          | North,           | Woodruff,    |
| Davenport,  | G. H. Hopkins, | Palmerlee,       | Wolcott,     |
| Dewey,      | H. J. Hopkins, | A. S. Partridge, | Wyckoff,     |
| Diller,     | Howard,        | B. F. Partridge, | Young,       |
| Eisenmann,  |                |                  | 57           |

## NAYS.

0

Title agreed to.

On motion of Mr. G. H. Hopkins,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The Speaker also announced the following :

SENATE CHAMBER,  
Lausling, March 10, 1882. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following joint resolution :

Senate joint resolution No. 1, entitled

Joint resolution for the payment of printing done by George A. Waterbury ;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

EDWIN S. HOSKINS,

*Secretary of the Senate.*

The joint resolution was read a first and second time by its title, and pending its reference,

On motion of Mr. Grant,

The rules were suspended, two-thirds of all the members present voting therefor, and the joint resolution was put upon its immediate passage.

The joint resolution was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows :

#### YEAS.

|             |                |                    |                     |
|-------------|----------------|--------------------|---------------------|
| Mr. Austin, | Mr. Davenport, | Mr. G. H. Hopkins, | Mr. A.S. Partridge, |
| Ball,       | Dewey,         | Howard,            | B.F. Partridge,     |
| Ballentine, | Diller,        | Hubbard,           | Pomroy,             |
| Baldwin,    | Dundas,        | King,              | Remick,             |
| Belden,     | Earle,         | Klei,              | Robertson,          |
| Bennett,    | Easton,        | Knapp,             | Root,               |
| Bidelman,   | Edwards,       | LaDu,              | Rose,               |
| Bishop,     | Estabrook,     | Markham,           | Van Loo,            |
| Blood,      | Ewers,         | Mercer,            | Waring,             |
| Borgman,    | Fyfe,          | Mulvey,            | J. H. White,        |
| Campbell,   | Gale,          | W. Nelson,         | Wing,               |
| Caruss,     | Goodman,       | E. D. Nelson,      | Woodruff,           |
| Carner,     | Granger,       | Nichols,           | Wyckoff,            |
| Carpenter,  | Grant,         | North,             | Yarrington,         |
| Corbin,     | Hill,          | Oliver,            | Young,              |
| Cutcheon,   | Hitchcox,      | Parker,            | Speaker,            |
| Cottrell,   | H. J. Hopkins, | Parsons,           |                     |

67

#### NAYS.

Mr. Wolcott,

1

Title agreed to.

On motion of Mr. Grant,

By a vote of two-thirds of all the members elect, the joint resolution was ordered to take immediate effect.

The Speaker also announced the following :

SENATE CHAMBER,  
Lansing, March 10, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bills:

1. Senate bill No. 25, entitled

A bill to authorize a formation of vault associations in the State of Michigan for the purpose of preserving and protecting bodies of deceased persons before burial.

2. Senate bill No. 26, entitled

A bill to authorize the city of Owosso to raise money to construct a Court House and county jail at the city of Owosso.

3. Senate bill No. 27, entitled

A bill to provide for the incorporation of the Grand Council of the Royal Templars of Temperance, and any select council of the order in the State of Michigan;

4. Senate bill No. 28, entitled

A bill to incorporate the village of Sand Beach;

Which have passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

EDWIN S. HOSKINS,

*Secretary of the Senate.*

The first named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Littell,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

|             |                |                  |                      |
|-------------|----------------|------------------|----------------------|
| Mr. Austin, | Mr. Diller,    | Mr. Hubbard,     | Mr. B. F. Partridge, |
| Ball,       | Earle,         | King,            | Pomroy,              |
| Ballentine, | Eaton,         | Kinne,           | Remick,              |
| Baldwin,    | Eisenmann,     | Klei,            | Robertson,           |
| Belden,     | Estabrook,     | Knapp,           | Root,                |
| Blood,      | Ewers,         | LaDu,            | Turnbull,            |
| Borgman,    | Gale,          | Littell,         | Ward,                |
| Campbell,   | Goodman,       | Mercer,          | Waring,              |
| Caruss,     | Granger,       | McIntyre,        | J. H. White,         |
| Carmar,     | Grant,         | Mulvey,          | Wing,                |
| Carpenter,  | Harford,       | W. Nelson,       | Willett,             |
| Cobb,       | Hill,          | E. D. Nelson,    | Wolcott,             |
| Copley,     | H. J. Hopkins, | Nichols,         | Wyckoff,             |
| Cutcheon,   | G. H. Hopkins, | Parsons,         | Young,               |
| Cottrell,   | Howard,        | A. S. Partridge, | Speaker,             |
| Dewey,      |                |                  |                      |

61

NAYS.

0

Title agreed to.

On motion of Mr. Littell,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

The second named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Dewey,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Cooper moved to amend the bill by adding the following proviso to the end of section three:

*Provided*, No money shall be raised by the common council of said city under the provisions of this act until after April first, A. D. 1883;

Which motion prevailed.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |                |                  |              |
|-------------|----------------|------------------|--------------|
| Mr. Austin, | Mr. Eaton,     | Mr. Knapp,       | Mr. Remick,  |
| Ball,       | Estabrook,     | LaDu,            | Robertson,   |
| Baldwin,    | Ewers,         | Littell,         | Seymour,     |
| Belden,     | Gale,          | Markham,         | Stephenson,  |
| Bennett,    | Garfield,      | Mercer,          | Turnbull,    |
| Bidelman,   | Granger,       | W. Nelson,       | Van Loo,     |
| Borgman,    | Grant,         | Nichols,         | Ward,        |
| Campbell,   | Harford,       | North,           | J. H. White, |
| Carpenter,  | H. J. Hopkins, | Oliver,          | Wing,        |
| Cutcheon,   | G. H. Hopkins, | A. S. Partridge, | Willett,     |
| Cottrell,   | Hubbard,       | B. F. Partridge, | Wolcott,     |
| Dewey,      | Kinne,         | Perham,          | Wyckoff,     |
| Diller,     | Klei,          | Pomroy,          | Young,       |
| Earle,      |                |                  |              |

53

#### NAYS.

|                 |             |             |             |
|-----------------|-------------|-------------|-------------|
| Mr. Ballentine, | Mr. Cooper, | Mr. Fraser, | Mr. Howard, |
| Caruss,         | Davenport,  | Goodman,    | Root,       |
| Carmer,         | Eisenmann,  | Hill,       |             |

11

Title agreed to.

Mr. Dewey moved that the bill be ordered to take immediate effect;

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

The third named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. A. S. Partridge,

The rules were suspended, two-thirds of all the members present voting therefor and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |             |                |             |
|-------------|-------------|----------------|-------------|
| Mr. Austin, | Mr. Dundas, | Mr. Hitchcox,  | Mr. Pomroy, |
| Ball,       | Eakins,     | G. H. Hopkins, | Remick,     |

|              |            |                 |              |
|--------------|------------|-----------------|--------------|
| Mr. Baldwin, | Mr. Earle, | Mr. Howard,     | Mr. Root,    |
| Belden,      | Easton,    | King,           | Rose,        |
| Bennett,     | Eaton,     | Kinne,          | Stephenson,  |
| Borgman,     | Eisenmann, | Knapp,          | Turnbull,    |
| Campbell,    | Edwards,   | LaDu,           | Van Loo,     |
| Caruss,      | Estabrook, | Littell,        | Ward,        |
| Carmer,      | Ewers,     | Mercer,         | J. E. White, |
| Carpenter,   | Fyfe,      | W. Nelson,      | Wing,        |
| Cobb,        | Gale,      | North,          | Willett,     |
| Copley,      | Garfield,  | Oliver,         | Wolcott,     |
| Cutcheon,    | Goodman,   | Parsons,        | Wyckoff,     |
| Davenport,   | Granger,   | A.S. Partridge, | Yarrington,  |
| Dewey,       | Harford,   | B.F. Partridge, | Young,       |
| Diller,      |            |                 |              |

61  
0

## NAYS.

Title agreed to.

Mr. A. S. Partridge moved that the bill be ordered to take immediate effect;

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

The fourth named bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Bakins,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |               |                |                     |
|-------------|---------------|----------------|---------------------|
| Mr. Austin, | Mr. Cottrell, | Mr. Hawkins,   | Mr. A.S. Partridge, |
| Ball,       | Davenport,    | Hill,          | B.F. Partridge,     |
| Ballentine, | Dewey,        | H. J. Hopkins, | Pomroy,             |
| Baldwin,    | Diller,       | G. H. Hopkins, | Remick,             |
| Belden,     | Dundas,       | Howard,        | Robertson,          |
| Bennett,    | Eakins,       | Hubbard,       | Root,               |
| Bidelman,   | Earle,        | Klei,          | Rose,               |
| Bishop,     | Easton,       | Knapp,         | Stephenson,         |
| Blood,      | Eaton,        | LaDu,          | Turnbull,           |
| Borgman,    | Estabrook,    | Littell,       | Ward,               |
| Caruss,     | Ewers,        | Markham,       | Waring,             |
| Carmer,     | Gale,         | Mercer,        | Wing,               |
| Carpenter,  | Goodman,      | McIntyre,      | Wolcott,            |
| Cobb,       | Granger,      | North,         | Yarrington,         |
| Corbin,     | Harford,      | Parsons,       | Young,              |
| Cutcheon,   |               |                |                     |

61  
0

## NAYS.

Title agreed to.

On motion of Mr. Granger,

By a vote of two-thirds of all the members elect, the bill was ordered to take immediate effect.

Mr. Earle moved to discharge the committee of the whole from the further consideration of the following bills:



## 1. House bill No. 38 (file No. 12), entitled

A bill to authorize cities and villages to take private property for the use or benefit of the public, and to repeal act No. 201 of the public acts of 1877, approved May 23, 1877, and all acts amendatory thereof;

## 2. House bill No. 37 (file No. 13), entitled

A bill to authorize cities and villages to construct, enlarge, and maintain sewers, as public improvements, in private property, and to repeal all laws in conflict with the provisions of this act;

Which motion prevailed.

On motion of Mr. Earle,

The bills were then put upon their immediate passage.

Pending the third reading of the bills,

Mr. Turnbull moved that there be a call of the House;

Which motion prevailed.

## PROCEEDINGS UNDER THE CALL.

The roll of the House was called by the clerk, and pending the announcement of the absentees,

Mr. Turnbull moved that all further proceedings under the call be dispensed with;

Which motion did not prevail.

The Clerk then reported the following members absent without leave: Messrs. Alvord, Barton, Bloom, Carpenter, Eaton, Eisenmann, Fyfe, Hackett, Hitchcox, Kinne, Markham, Martin, Mulvey, Oliver, Prindle, Seymour and Wilkins.

On motion of Mr. Turnbull,

The Sergeant-at-Arms was dispatched after the absentees.

On motion of Mr. Turnbull,

All further proceedings under the call were dispensed with, except the arrest and bringing in of absentees.

The first named bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

## YEAS.

|             |                |                    |              |
|-------------|----------------|--------------------|--------------|
| Mr. Austin, | Mr. Dundas,    | Mr. G. H. Hopkins, | Mr. Remick,  |
| Ball,       | Eakins,        | Howard,            | Robertson,   |
| Baldwin,    | Earle,         | Knapp,             | Rose,        |
| Bennett,    | Easton,        | LaDu,              | Stephenson,  |
| Bidelman,   | Estabrook,     | Littell,           | Turnbull,    |
| Borgman,    | Ewers,         | Mercer,            | Ward,        |
| Campbell,   | Gale,          | McIntyre,          | Waring,      |
| Caruss,     | Garfield,      | W. Nelson,         | J. H. White, |
| Copley,     | Gibbs,         | Nichols,           | Wing,        |
| Corbin,     | Goodman,       | North,             | Woodruff,    |
| Cutcheon,   | Granger,       | Palmerlee,         | Wyckoff,     |
| Cottrell,   | Harford,       | A. S. Partridge,   | Young,       |
| Dewey,      | H. J. Hopkins, | B. F. Partridge,   | Speaker, 52  |

## NAYS.

|                 |                |           |              |
|-----------------|----------------|-----------|--------------|
| Mr. Ballentine, | Mr. Davenport, | Mr. Hill, | Mr. Root,    |
| Belden,         | Diller,        | Hubbard,  | Van Loo,     |
| Blood,          | Edwards,       | King,     | J. E. White, |

|             |             |             |              |
|-------------|-------------|-------------|--------------|
| Mr. Carmer, | Mr. Fraser, | Mr. Parker, | Mr. Wolcott, |
| Cobb,       | Grant,      | Pomroy,     | Yarrington,  |
| Cooper,     | Hawkins,    |             | 22           |

Title agreed to.

Mr. Earle moved that the bill be ordered to take immediate effect;

Which motion did not prevail, two-thirds of all the members present not voting therefor.

The Sergeant-at-Arms announced Mr. Seymour at the bar of the House, as one of the absentees.

On motion of Mr. Dundas,

Mr. Seymour was admitted within the bar, rendered an excuse, and took his seat.

The second named bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |                |                    |              |
|-------------|----------------|--------------------|--------------|
| Mr. Austin, | Mr. Dundas,    | Mr. G. H. Hopkins, | Mr. Perham,  |
| Ball,       | Eakins,        | Howard,            | Remick,      |
| Baldwin,    | Earle,         | Hubbard,           | Robertson,   |
| Bennett,    | Easton,        | Knapp,             | Rose,        |
| Borgman,    | Estabrook,     | LaDu,              | Stephenson,  |
| Campbell,   | Ewers,         | Mercer,            | Turnbull,    |
| Caruss,     | Gale,          | McIntyre,          | Ward,        |
| Cobb,       | Garfield,      | W. Nelson,         | J. H. White, |
| Copley,     | Goodman,       | Nichols,           | Wing,        |
| Cutcheon,   | Granger,       | North,             | Woodruff,    |
| Cottrell,   | Harford,       | Palmerlee,         | Wyckoff,     |
| Dewey,      | Hill,          | A. S. Partridge,   | Speaker,     |
| Diller,     | H. J. Hopkins, | B. F. Partridge,   | 51           |

#### NAYS.

|                |             |              |              |
|----------------|-------------|--------------|--------------|
| Mr. Balentine, | Mr. Fraser, | Mr. Parsons, | Mr. Wolcott, |
| Bidelman,      | Gibbs,      | Root,        | Yarrington,  |
| Carmer,        | Parker,     | Van Loo,     | Young,       |
| Cooper,        |             |              | 13           |

Title agreed to.

Mr. Earle moved that the bill be ordered to take immediate effect,

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

By unanimous consent,

Mr. Remick moved to discharge the committee of the whole from the further consideration of

House bill No. 29, entitled

A bill for the retirement of judges of the supreme and circuit courts of seventy years of age and twenty years' service with a pension.

Which motion prevailed.

On motion of Mr. Remick,

The bill was put upon its immediate passage.

Pending the third reading thereof,

The Sergeant-at-Arms announced Mr. Kinne at the bar of the House, as one of the absentees.

On motion of Mr. Hawkins,

Mr. Kinne was admitted within the bar, rendered an excuse, and took his seat.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. Kinne, moved to amend the bill by adding thereto the following:

*Provided*, That this act shall not apply to circuit judges who shall have received a salary of more than \$1,500 per annum;

Which motion prevailed.

The question being on the passage of the bill, pending the vote thereon,

On motion of Mr. J. E. White,

The bill was laid on the table.

The Sergeant-at-Arms announced Mr. Martin at the bar of the House.

On motion of Mr. Earle,

Mr. Martin was admitted within the bar, rendered an excuse, and took his seat.

On motion of Mr. Grant,

All further proceedings under the call were dispensed with.

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, March 11, 1882.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 30, entitled

A bill to amend the charter of the city of East Saginaw, being amendatory of an act entitled "An act to incorporate the city of East Saginaw," approved February 15, 1859, as amended by the several acts amendatory thereof;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, been ordered to take immediate effect, and in which the concurrence of the House is respectfully asked.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Estabrook,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |                |                    |              |
|-------------|----------------|--------------------|--------------|
| Mr. Austin, | Mr. Davenport, | Mr. G. H. Hopkins, | Mr. Remick,  |
| Ball,       | Diller,        | Howard,            | Robertson,   |
| Ballentine, | Dundas,        | Hubbard,           | Root,        |
| Baldwin,    | Eakins,        | King,              | Rose,        |
| Bennett,    | Earle,         | Kinne,             | Seymour,     |
| Bidelman,   | Easton,        | Klei,              | Stephenson,  |
| Blood,      | Eisenmann,     | La Du,             | Turnbull,    |
| Borgman,    | Estabrook,     | Mercer,            | Ward,        |
| Campbell,   | Ewers,         | McIntyre,          | J. H. White, |
| Caruss,     | Gale,          | Mulvey,            | Wing,        |
| Carmer,     | Garfield,      | W. Nelson,         | Willett,     |

|                |                |                   |              |    |
|----------------|----------------|-------------------|--------------|----|
| Mr. Carpenter, | Mr. Gibbs,     | Mr. E. D. Nelson, | Mr. Wolcott, |    |
| Cobb,          | Goodman,       | North,            | Wyckoff,     |    |
| Copley,        | Granger,       | Palmerlee,        | Yarrington,  |    |
| Corbin,        | Hackett,       | Parsons,          | Young,       |    |
| Cutcheon,      | Hill,          | A. S. Partridge,  | Speaker,     |    |
| Cottrell,      | H. J. Hopkins, | B. F. Partridge,  |              | 67 |

NAYS.

|             |             |               |   |
|-------------|-------------|---------------|---|
| Mr. Fraser, | Mr. VanLoo, | Mr. Woodruff, | 3 |
|-------------|-------------|---------------|---|

Title agreed to.

Mr. Estabrook moved that the bill be ordered to take immediate effect,

Which motion did not prevail, two-thirds of all the members present not voting therefor.

Mr. Kinne moved to discharge the committee of the whole from the further consideration of

Senate bill No. 16 (file No. 4), entitled

A bill to amend section 3 of act No. 159, session laws of 1881, entitled "An act to amend sections 3, 6, 7, and 10 of chapter 53, being compiler's sections 1962, 1965, 1966, and 1969 of the compiled laws of 1871, relative to disorderly persons," approved May 20, 1881;

Which motion prevailed.

On motion of Mr. Kinne,

The bill was put upon its immediate passage.

Pending its third reading,

The Speaker called the Speaker *pro tem.* to the chair.

The fourth named bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

|             |                |             |                  |    |
|-------------|----------------|-------------|------------------|----|
| Mr. Ball,   | Mr. Cottrell,  | Mr. Howard, | Mr. Parsons,     |    |
| Ballentine, | Davenport,     | Hubbard,    | A. S. Partridge, |    |
| Baldwin,    | Diller,        | King,       | B. F. Partridge, |    |
| Belden,     | Eakins,        | Kinne,      | Pomroy,          |    |
| Bennett,    | Easton,        | Klei,       | Remick,          |    |
| Bidelman,   | Edwards,       | Knapp,      | Robertson,       |    |
| Bishop,     | Estabrook,     | LaDu,       | Root,            |    |
| Blood,      | Ewers,         | Littell,    | Turnbull,        |    |
| Borgman,    | Gale,          | Martin,     | Ward,            |    |
| Campbell,   | Goodman,       | Mercer,     | J. H. White,     |    |
| Carass,     | Granger,       | McIntyre,   | Wing,            |    |
| Carmer,     | Grant,         | W. Nelson,  | Willetts,        |    |
| Cooper,     | H. J. Hopkins, | Nichols,    | Speaker,         |    |
| Copley,     | G. H. Hopkins, |             |                  | 54 |

NAYS.

|             |              |             |               |    |
|-------------|--------------|-------------|---------------|----|
| Mr. Corbin, | Mr. Harford, | Mr. Parker, | Mr. Woodruff, |    |
| Earle,      | Hill,        | Stephenson, | Wolcott,      |    |
| Fraser,     | Palmerlee,   | Van Loo,    | Young,        |    |
| Garfield,   |              |             |               | 13 |

Title agreed to.

Mr. Kinne moved that the bill be ordered to take immediate effect.

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

Mr. G. H. Hopkins moved to discharge the committee of the whole from the further consideration of

Senate bill No. 22, entitled

A bill to amend sections 2 and 3 of act No. 28 of the public acts of 1877, being an act entitled "An act to provide for the appointment of an assistant prosecuting attorney for the county of Wayne," approved March 9, 1877,

Which motion prevailed.

On motion of Mr. G. H. Hopkins,

The bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

On motion of Mr. Hubbard,

The bill was laid on the table.

By unanimous consent,

Mr. Campbell moved to take from the table

House bill No. 40, entitled

A bill in relation to specific taxes on street railway companies for the current year;

Which motion prevailed.

On motion of Mr. Campbell,

The bill was put upon its immediate passage,

The bill was then read a third time and not passed, a majority of all the members elect not voting therefor, by yeas and nays as follows:

#### YEAS.

|            |                |                 |                |
|------------|----------------|-----------------|----------------|
| Mr. Ball,  | Mr. Diller,    | Mr. Hubbard,    | Mr. Robertson, |
| Baldwin,   | Dundas,        | LaDu,           | Stephenson,    |
| Belden,    | Eakins,        | Littell,        | Van Loo,       |
| Bennett,   | Easton,        | Mercer,         | Ward,          |
| Borgman,   | Edwards,       | W. Nelson,      | Waring,        |
| Campbell,  | Fraser,        | North,          | J. E. White,   |
| Caruss,    | Garfield,      | Palmerlee,      | Wing,          |
| Carmer,    | Hawkins,       | A.S. Partridge, | Woodruff,      |
| Cooper,    | Hill,          | Perham,         | Wyckoff,       |
| Davenport, | H.J. Hopkins,  | Pomroy,         | Young,         |
| Dewey,     | G. H. Hopkins, | Remick,         | 43             |

#### NAYS

|             |            |             |                  |
|-------------|------------|-------------|------------------|
| Mr. Corbin, | Mr. Knapp, | Mr. Parker, | Mr. J. H. White, |
| Estabrook,  | Nichols,   | Parsons,    | Wolcott,         |
| Kinne,      |            |             | 9                |

By unanimous consent,

The following report was made:

By the committee on municipal corporations:

The committee on municipal corporations to whom was referred

House bill No. 39, entitled,

A bill to amend an act entitled, "An act to create a fire commission in the city of Detroit," approved March 18, 1871, and amended May 23, 1877,

Respectfully report that they have had the same under consideration, and have directed me to report the same back to the House, without amendment, and recommend that the bill do pass, and ask to be discharged from the further consideration of the subject.

J. PARSONS, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Parsons,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill having been read a third time, and the question being upon its passage, pending the taking of the vote thereon,

Mr. G. H. Hopkins moved that there be a call of the House;

Which motion prevailed.

Pending the calling of the roll,

On motion of Mr. G. H. Hopkins,

All further proceedings under the call were dispensed with.

The bill was then passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

#### YEAS.

|             |                |                  |             |
|-------------|----------------|------------------|-------------|
| Mr. Austin, | Mr. Eakins,    | Mr. Howard,      | Mr. Remick, |
| Ball,       | Earle,         | Hubbard,         | Robertson,  |
| Baldwin,    | Easton,        | Klei,            | Root,       |
| Belden,     | Edwards,       | Knapp,           | Stephenson, |
| Bennett,    | Estabrook,     | LaDu,            | Turnbull,   |
| Bidelman,   | Ewers,         | Mercer,          | Ward,       |
| Borgman,    | Gale,          | W. Nelson,       | Waring,     |
| Campbell,   | Goodman,       | Nichols,         | Wing,       |
| Carmer,     | Granger,       | North,           | Willett,    |
| Cobb,       | Grant,         | Parsons,         | Wolcott,    |
| Cooper,     | Hill,          | A. S. Partridge, | Wyckoff,    |
| Cottrell,   | H. J. Hopkins, | B. F. Partridge, | Yarrington, |
| Davenport,  | G. H. Hopkins, | Perham,          | Speaker, 52 |

#### NAYS.

|                 |             |           |                  |
|-----------------|-------------|-----------|------------------|
| Mr. Ballentine, | Mr. Fraser, | Mr. King, | Mr. J. H. White, |
| Corbin,         | Gibbs,      | Parker,   | Woodruff, 8      |

Title agreed to.

Mr. G. H. Hopkins moved that the bill be ordered to take immediate effect;

Which motion did not prevail, two-thirds of all the members elect not voting therefor.

On motion of Mr. Estabrook,

Leave of absence was granted to Mr. Cutcheon indefinitely on account of illness.

Mr. Earle moved that the House do now take a recess until 2 o'clock P. M.

Mr. Cooper moved to amend by making the time 1:30 o'clock P. M.;

Which motion did not prevail.

The motion to take a recess until 2 o'clock then prevailed.

#### AFTERNOON SESSION.

*2 o'clock P. M.*

The House met and was called to order by the Speaker.

Roll called: quorum present.

The House took up the order of

## UNFINISHED BUSINESS,

Being the consideration of the following concurrent resolution :

*Resolved* (the Senate concurring), That the chief Clerk of the House of Representatives and Secretary of the Senate be and they are hereby authorized and directed to compile and prepare for publication and make indexes and superintend the publication of the journals and documents of this session of the Legislature, and when completed and certified to by the Secretary of State they shall each be entitled to and receive for such services the sum of \$100.00, and the Auditor General is hereby instructed to draw his warrant for the same on the presentation of such certificate of the Secretary of State ;

Which was adopted.

Mr. Mercer offered the following resolution :

*Resolved*, That the same rate of extra compensation be allowed the three principal clerks and all other employés of the House for the special session as was paid them during the regular session.

Mr. Estabrook moved to amend the resolution by striking out the words, "and all other employés ;"

Which motion prevailed.

The question being on the adoption of the resolution as amended,

Mr. Copley demanded the yeas and nays.

The demand was not seconded.

The resolution as amended was then adopted.

By unanimous consent,

The House took up the order of

## REPORTS OF SELECT COMMITTEE.

By the select joint committee on federal relations :

The select joint committee on federal relations to whom was referred

A resolution authorizing the joint committee on federal relations of the Senate and House to prepare and present suitable resolutions in reference to the death of our late lamented President, James A. Garfield ;

Respectfully report that they have had the same under consideration, and have directed me to report the following resolutions to the House, and recommend that they be adopted and ask to be discharged from the further consideration of the subject.

H. W. SEYMOUR, *Chairman*.

Report accepted and committee discharged.

The following are the resolutions :

WHEREAS, In the inscrutable ways of Providence it has been permitted through the ungovernable and demoniacal passions of an egotistical place-hunter to remove by assassination the amiable, beloved and trusted President of the nation, James A. Garfield ; therefore be it

*Resolved*, That we, the representatives of the people of the State of Michigan, in the Legislature assembled, regard with abhorrence and severe condemnation the principle, anywhere present, that office is the certain and legitimate reward of assumed or real party service, regardless of the merit, capability or personal fitness of the applicant. That the principle "to the victor belongs the spoils," unqualified by exalted character and personal worth, is as unsound as it is ancient, and as unwise in its operation as it is contrary to the spirit of the age and the genius of free institutions.

*Resolved*, That we view with profound regret a loss so deeply felt, so univer-

sally mourned, and deplore the unseemly taking off of one in the vigor of manhood, so exceptional in his domestic life, so patriotic and able in the field and in council, so thoroughly matured by his long experience in political life, so upright in his intentions and noble in his aspirations, and whose past career seemed so grandly prophetic for future usefulness to his country and his race.

*Resolved*, That we rejoice in the prospect of the speedy and complete vindication of the law; that the crime of assassination of the executive of the nation will not be condoned by any, but condemned by the entire people, irrespective of party, and that the nation by the complete vindication of law indicates to the world the vigor of its principles and the beneficence of its institutions.

*Resolved*, That we deeply mourn with the bereaved widow and family in this their time of affliction, and extend to them the only consolation we can offer—our heartfelt sympathy.

*Resolved*, That the Governor be requested to forward to them a copy of these resolutions:

D. R. COOK,  
PETER DOW,  
JAMES R. MCGURK,  
H. W. SEYMOUR,  
CHARLES EWERS,  
CHAS. BALDWIN,  
WM. CORBIN,

*Of committee on part of the House.*

The question being on the adoption of the resolutions,

Mr. Belden made the following remarks:

MR. SPEAKER,—It is with reluctance that I attempt to say anything in support of the resolutions offered by the committee on federal relations, as it is a theme upon which so much has been said and well said. This being the first session of the Legislature since the assassination of the President, although some time has elapsed since its occurrence, it would seem to be a dereliction of duty on our part did we not give some official expression in regard to this sorrowful event which has fallen upon us for the second time in the history of our country. It seems fitting that we, as representatives of a constituency which united, without distinction of party, in commending the exalted virtues and unmeasured ability of our late President, should give some expression to these sentiments so universally entertained throughout our State. In all the villages and cities within its borders the people gathered together to pay their tributes of sorrow for the great loss sustained, and to render a heartfelt expression of their admiration and love for the departed. These assemblages were as often addressed by men of opposite political views to his as otherwise. Their praises of his great good qualities were earnest and emphatic.

At the close of our last session, little did we think that so grave a national calamity was to overtake us as the assassination of the President of the United States. When we left these halls our country seemed to be blessed to a degree that it had not witnessed perhaps since its organization. It had passed through the crisis incident upon the war of the rebellion—a crisis, though long deferred, yet one that had nearly prostrated the business interests of the country. From this we were fully recovered through the agency of abundant harvests, a sound currency and the frugal habits of the people.

No one more fully appreciated and enjoyed these happy results than him of whom we speak. In the rapid advance of his country and his people he was



enthusiastic. Together with these he had other causes of congratulation. He had arisen from the lowest step in the walks of life, by an uninterrupted and unusually rapid advance, until he had arisen to the very meridian of human ambition. It is unnecessary to recount the history of his life, the details of which are so familiar. We will refer briefly to his administration, which though brief, yet full of critical and important events, had received a support and endorsement that might well give pride and satisfaction to any ruler,—events that portrayed so clearly the positive and conservative elements of his nature; first in the high conception which he had for the maintenance of his constitutional prerogatives, and also in the conscientious regard which he entertained, not only for those who had contributed to his welfare, but as well for the best interests of the greatest number,—characteristics not wholly possessed by those who were inimical to the course he had pursued.

Having successfully passed through the first ordeal of his administration, we find him upon the first morning of a much needed vacation, with joyous expectancy of meeting his wife and family. He went out upon that bright morning of July 2d, cherishing the happiest recollections, and entertaining the brightest hopes. Recollections of a life so replete with good endeavors and consequent success. Hopes for the future more brilliant—more enthusiastic, than those possessed by titled rulers or hereditary sovereigns. One moment standing at the full zenith of physical and mental strength,—the head of an admiring nation of 50,000,000 freemen,—the next, a prostrate victim of the bullet of a cringing assassin. The world shocked and bowed in grief,—followed by a long succession of anxious suspense. In which were alternated hope and despair. Through all of which, was exemplified, on his part, the grandest example of human fortitude the world has ever witnessed. Intensified, in view of the opportunities to be surrendered, the hopes vanished and the ties broken. To all this was added death, enshrouded with deep, dark, impenetrable sorrow, overshadowing the nation. Through this protracted contest for life was seen a spectacle unknown to history,—the civilized world watching by the bedside of one man, dwelling upon every minute circumstance connected with his condition. While, though surrounded by an eminent array of medical talent, he was permitted to walk down into the shadows of the dark valley, until on July 23d, his feet stood upon the cold sand of the river, and his frame shook with the rigors of death.

The prayers of a Christian world were combined to restore him, but without avail, from which failure their impotency was proclaimed. This is not apparent. The immutable laws that govern all mankind were such that corruption could not exist without poisoning the blood and destroying the life.

At last he plead for change. His emaciated form was borne to the sea-side by loving hands, alas without avail. We will not dwell upon the scenes that followed. He rests, enshrined in the hearts of his countrymen.

Through all this suspension of the administrative functions of the government, attended with universal excitement—a general apprehension of further assassination and the interference with the business transactions of the country—the continuity of the republic was preserved. A government that was conceived in the minds of a people long persecuted with the avenging hand of a monarchical despotism—a government built upon the sepulchres and cemented by the blood of such a people was not to be disturbed by such an ordeal. A government that had lived through the test of an intestine war of four years duration and that followed by a like assassination of its chief magistrate, was not to find its winding sheet in this great calamity.

A government built upon the education, upon the liberties and the patriotism of a free and untrammelled people, is laid upon an enduring foundation, one against which the concentrated powers of evil and adversity fall harmless to the ground. Such a government stands as a perpetual light to the oppressed of all nations, as well as an insuperable barrier to the advance of despotic powers; as it were, a brazen serpent lifted up before the nations, to deliver the people. We may well recall the inspired words that fell from the lips of the wounded president, "the government still lives."

The establishment of the American Republic was the dawning of the morn of a new era, upon the drama of the world's history. It burst at a single blow the chains of proscription that had bound the people through all the ages of antiquity, and by its broad conceptions of philanthropy animated them to greater endeavors to escape from the bonds of oppression and misrule. We have seen this in the history of France, which has again put on the garb of republicanism. In England, where the rule of aristocracy is being contested; in Ireland, where under the debasement consequent upon six centuries of despotism, the people are illy prepared to assert their rights; also, in Italy, Greece, Russia, and other countries, the influence of the Republic is manifest. In the courage and wisdom of its founders and the benefits it has conferred we see the hidden hand of inspiration.

In the defense of these great principles none were more earnest. Of the conception, the cost, and the value of the Republic, none valued them higher than him of whom we speak to-day. It is a theme upon which we may fitly dwell, as his life was interwoven with its every fiber. His achievements, his example and his memory, are legacies left to his people. Of this inheritance we would speak upon this occasion. His achievements have been oft repeated. They lie along a rugged ascent, from the humblest place in obscurity, to the highest portals of fame. Of his example before the living and those to follow, no estimate can be given. "Though dead, he liveth."

"You may break, you may shatter the vase if you will; the scent of the roses will remain there still." While his intellectual ability was exceeded by none, the height, breadth, and depth of his moral nature was equaled by few of our noted men. In his youth his mind, instead of being dwarfed by the frivolous and enervating thoughts so prevalent to-day among the young, was engaged in an earnest effort to acquire knowledge. He conquered. The youth to-day have no lesser opportunities than his, but vastly more. May his example be a beacon light to guide them.

Of his memory we can speak with the fondest admiration. We cherish it as among the choicest of treasures. While that of another may, perhaps, occupy a place further within the recesses of the heart's affection, while another's name may be inscribed yet a little higher on the tablets of fame because of opportunities of securing a greater boon in the saving of his country and the uplifting of his oppressed people, by breaking the manacles of unrighteous servitude, yet while the comparison does not detract from the fame of the one we lament to-day, it adds no laurels, because it can not, to the one to which we refer. Together, these two great central figures in our history will remain bright shining diadems in the grand constellation of American statesmanship, and with the father of his country will form a trio whose great virtues and achievements will be a source of emulation to all coming generations, and around which all other names must revolve in greater or less proximity.

Mr. Campbell made the following remarks:

MR. SPEAKER,—Duty demands that we should give expression in this public

manner to sentiments embodied in these resolutions. The event which gives occasion for the motion under consideration was one which shocked not only the people of the bereaved nation, but the people of all other nations as well. The murder of the President of the United States! Language fails to express the feelings of indignation and sorrow aroused by the dastardly act. In all the world no man has been found to sympathize with or justify it. The universal sentiments have been those of grief and execration. The murder of our chief magistrate would, under any circumstances, and whosoever the person assailed might be, be attended with like sentiments. In this case beyond the feelings which would possess us as citizens we are moved to deeper ones when we regard the man James A. Garfield. He

"Hath borne his faculties so meek, hath been  
So clear in his great office, that his virtues  
Will plead like angels, trumpet tongued, against  
The deep damnation of his taking off."

Had President Garfield at the time of his death occupied no public station, he would have been sincerely mourned and his death would have been a national loss. His masterly intellect, varied powers, long experience in public life, and the intelligence and fidelity with which he discharged all trusts made his services eminently valuable in public concerns.

His career was one which must ever compel admiration. From a boyhood of obscurity, surrounded by few advantages, equipped only with strong brain and willing hands, he entered the battle of life and therein gained the greatest success and highest honors which man can gain—all by virtue of his own merit and industry.

Tried in many stations, he was efficient in all, and was finally rewarded by the bestowal of the greatest honor within the gift of his fellow citizens.

One of the most keen of all regrets is the one that he was stricken, in his very prime from the exalted station wherein he was thus placed; regret that he could not live to enjoy the honors of the place; regret that he could not give to his people services pertaining to that office and for which he was so well qualified.

We can only join in the tributes of respect and love which his death has called forth, coming from all lands, from the throne of the sovereign and the cot of the humblest citizen. We cannot add to them.

One other thing is the proper subject of remark. President Garfield was too great to do injustice to any one. From him, were it premitted, would come the most severe rebuke to any one who might, while claiming to be his friend, undertake to cast responsibility for the crime upon citizens of the republic who may have had differences with the lamented President. In the personal malignity and depravity of the assassin alone is to be found the motive for the deed.

I heartily endorse the resolutions in their denunciation of the crime, and their tributes to the memory of one whose name will have a sacred and enduring place in the history of his country.

The resolutions were then adopted.

The Speaker announced the following:

#### MESSAGE FROM THE GOVERNOR.

*To the Senate and House of Representatives :*

I herewith submit for your consideration the following upon which legislation is asked :

To legalize the action at the annual meeting in school district No. 1 in

Hancock township in the county of Houghton, by which a district was organized covering territory in excess of the legal limit.

DAVID H. JEROME.

EXECUTIVE OFFICE, }  
Lansing, March 11, 1882. }

The message was laid on the table.

The Sergeant-at-Arms announced a committee of three from the Senate, who informed the House that the Senate had finished its work and was ready to adjourn.

The House took up the order of

MESSAGE FROM THE SENATE.

The Speaker announced the following :

SENATE CHAMBER, }  
Lansing. March 11, 1882. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following bill:

Senate bill No. 34, entitled

A bill to legalize the action of the electors of school district No. 1 in the township of Hancock, in Houghton county, of their annual meeting in 1881 in forming a graded school district,

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

EDWIN S. HOSKINS,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Turnbull,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the members elect voting therefor, by yeas and nays, as follows:

YEAS.

|             |               |                  |              |
|-------------|---------------|------------------|--------------|
| Mr. Austin, | Mr. Cutcheon, | Mr. Granger,     | Mr. Perham,  |
| Ball,       | Cottrell,     | Hill,            | Pomroy,      |
| Ballentine, | Davenport,    | H. J. Hopkins,   | Robertson,   |
| Baldwin,    | Dewey,        | G. H. Hopkins,   | Seymour,     |
| Belden,     | Dundas,       | Howard,          | Stevenson,   |
| Bennett,    | Earle,        | Knapp,           | Turnbull,    |
| Blood,      | Easton,       | Mercer,          | Ward,        |
| Borgman,    | Edwards,      | E. D. Nelson,    | Waring,      |
| Campbell,   | Estabrook,    | Nichols,         | J. H. White, |
| Carusa,     | Ewers,        | North,           | Wing,        |
| Carmer,     | Gale,         | Parsons,         | Woodruff,    |
| Cobb,       | Garfield,     | A. S. Partridge, | Wolcott,     |
| Copley,     | Goodman,      | B. F. Partridge, | Speaker,     |
| Corbin,     |               |                  |              |

## NAYS.

Mr. Cooper,

Mr. Rose,

2

Title agreed to.

The Speaker also announced the following :

SENATE CHAMBER, }  
 Lansing, March 11, 1882. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed by the Senate to transmit the following :

Senate bill No. 33, entitled

A bill to correct a mistake in platting lot 7 of section 3, town 15, north of range 10 west, Mecosta county, State of Michigan ;

Which has passed the Senate by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect been ordered to take immediate effect, and in all of which the concurrence of the House is respectfully asked.

Very respectfully,

EDWIN S. HOSKINS,

*Secretary of the Senate.*

The bill was read a first and second time by its title, and pending its reference,

On motion of Mr. Gale,

The rules were suspended, two-thirds of all the members present voting therefor, and the bill was put upon its immediate passage.

The bill was then read a third time and passed, a majority of all the Senators elect voting therefor, by yeas and nays, as follows :

## YEAS.

Mr. Austin,

Mr. Cutcheon,

Mr. Granger,

Mr. Perham,

Ball,

Cottrell,

Harford,

Pomroy,

Ballentine,

Davenport,

Hill,

Robertson,

Baldwin,

Dewey,

G. H. Hopkins,

Rose,

Belden,

Dundas,

J. H. Hopkins,

Seymour,

Bennett,

Eakins,

Howard,

Stephenson,

Blood,

Earle,

Knapp,

Turnbull,

Borgman,

Easton,

Mercer,

Ward,

Campbell,

Edwards,

E. D. Nelson,

J. E. White,

Caruss,

Estabrook,

Nichols,

J. H. White,

Carmer,

Ewers,

North,

Wing,

Cobb,

Gale,

Parsons,

Woodruff,

Cooper,

Garfield,

A. S. Partridge,

Wolcott,

Copley,

Goodman,

B. F. Partridge,

Speaker,

Corbin,

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## NAYS.

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Title agreed to.

The Speaker also announced the following :

SENATE CHAMBER, }  
 Lansing, March 11, 1882. }

*To the Speaker of the House of Representatives :*

SIR,—I am instructed to return to the House the following concurrent resolution :

*Resolved* (the Senate concurring), That the chief Clerk of the House of Representatives and Secretary of the Senate be and they are hereby authorized

and directed to compile and prepare for publication and make indexes and superintend the publication of the journals and documents of this session of the Legislature, and when completed and certified to by the Secretary of State they shall each be entitled to and receive for such services the sum of \$100.00, and the Auditor General is hereby instructed to draw his warrant for the same on the presentation of such certificate of the Secretary of State;

In the adoption of which the Senate has concurred.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate,*

The concurrent resolution was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, March 11, 1882.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bill:

House bill No. 39, entitled

A bill to amend an act entitled "An act to create a fire commission in the city of Detroit," approved March 18, 1871, as amended May 23, 1877;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, March 11, 1882.* }

*To the Speaker of the House of Representatives:*

SIR:—I am instructed to return to the House the following bills:

1. House bill No. 38 (file No. 12), entitled

A bill to authorize cities and villages to take private property for the use or benefit of the public, and to repeal act No. 201 of the public acts of 1877, approved May 23, 1877, and all acts amendatory thereof;

2. House bill No. 37 (file No. 13), entitled

A bill to authorize cities and villages to construct, enlarge, and maintain sewers and public improvements, in private property, and to repeal all laws in conflict with the provisions of this act;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
*Lansing, March 11, 1882.* }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following joint resolution:

House joint resolution No. 2, entitled

Joint resolution authorizing the Governor to issue a patent to Nelson Sperry, for the S.  $\frac{1}{4}$  of N. E.  $\frac{1}{4}$  sec. 16, T. 10 N., R. 9 E., the same being primary school land;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, has ordered the same to take immediate effect.

Very respectfully,

EDWIN S. HOSKINS,

*Secretary of the Senate.*

The joint resolution was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 11, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bills:

1. House bill No. 34, entitled

A bill to legalize the tax roll of the township of Kochville, in the county of Saginaw, for the year 1881, and to authorize the collection of the taxes assessed thereon;

2. House bill No. 33, entitled

A bill to amend section 18 of act 142, approved May 11, 1881 (session laws of Michigan), to extend time of registration for the village of Kalamazoo;

3. House bill No. 30, entitled

A bill to amend section 1 of act No. 157 of the session laws of 1881, entitled, "An act to authorize the incorporation of a Michigan millers' mutual fire insurance company;"

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, has ordered the same to take immediate effect.

Very respectfully,

EDWIN S. HOSKINS,

*Secretary of the Senate.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 11, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bills:

1. House bill No. 27, entitled

A bill to incorporate the village of Miuden, in Sanilac county;

2. House bill No. 32, entitled

A bill to authorize the township board of the township of Kalamazoo, to extend the time for collection and return of taxes for the year 1881, in said township;

3. House bill No. 35, entitled

A bill to authorize the city of Saginaw to raise money for building a court house therein for the county of Saginaw, and to authorize said county and city to contract with each other therefor;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, has ordered the same to take immediate effect.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

By unanimous consent,

Mr. Cottrell offered the following concurrent resolution:

*Resolved* (the Senate concurring), That the Secretary of the Senate and the Clerk of the House of Representatives, be instructed to forward by mail to the postoffice address of each member of the Legislature, also the reporters of the press in attendance during the special session, the usual daily copies of the journal, for the remainder of the session; also such other documents as the members are entitled to; and they are hereby authorized to draw warrants on the treasury for such amounts of postage as may be required therefor.

On motion of Mr. Cottrell,

The rules were suspended, two-thirds of all the members present voting therefor, and the concurrent resolution was adopted.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 11, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bill:

House bill No. 23, entitled

A bill to amend an act entitled "An act to incorporate a board of water commissioners for the city of East Saginaw, to supply the city with pure and wholesome water, and to provide for the completion and management of the East Saginaw water-works," as approved February 28, 1873.

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, has ordered the same to take immediate effect.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*

The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER, }  
Lansing, March 11, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bill:

House bill No. 31, entitled

A bill to re-incorporate the city of Manistee,

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect, has ordered the same to take immediate effect.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*



The bill was referred to the committee on engrossment and enrollment for enrollment.

The Speaker also announced the following:

SENATE CHAMBER,  
Lansing, March 11, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following bills:

1. House bill No. 18, entitled

A bill authorizing the common council of the city of Detroit, with the concurrence of the city council thereof, to make a re-assessment to defray the expense of a public improvement on Michigan avenue, a street in said city;

2. House bill No. 19, entitled

A bill authorizing the common council of the city of Detroit with the concurrence of the city council thereof, to make a re-assessment to defray the expense of a public improvement on Jefferson avenue, a street in said city, from the railroad bridge to the east curb line of Elmwood avenue;

3. House bill No. 20, entitled

A bill authorizing the common council of the city of Detroit, with the concurrence of the city council thereof, to make a re-assessment to defray the expense of a public improvement on Jefferson avenue, a street in said city, from the west curb line of Shelby street to the east curb line of Beaubien street in said city;

4. House bill No. 21, entitled

A bill authorizing the common council of the city of Detroit, with the concurrence of the city council thereof, to make a re-assessment to defray the expense of a public improvement on Jefferson avenue, a street in said city, from the east curb line of Beaubien street to the railroad bridge in said city;

5. House bill No. 22, entitled

A bill authorizing the common council of the city of Detroit, with the concurrence of the city council thereof, to make a re-assessment to defray the expense of a public improvement on Franklin street, in said city;

In the passage of which the Senate has concurred by a majority vote of all the Senators elect, and by a vote of two-thirds of all the Senators elect has ordered the same to take immediate effect.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*

The bills were referred to the committee on engrossment and enrollment for enrollment.

By unanimous consent,

The following reports were made:

By the committee on ways and means:

The committee on ways and means would respectfully report that an error was made in the mileage of W. H. Marston, assistant enrolling and engrossing clerk, and correct the same by recommending that he be allowed mileage for four hundred and twenty-four miles, and ask that the report be adopted.

WILLIAM BALL, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Ball,

The report was adopted.

Report of the chairman of the committee on geology, to whom was referred the following preamble and resolution.

Mr. J. E. White offered the following:

WHEREAS, The bill appropriating ten thousand dollars to fitly represent the State of Michigan at Yorktown, made no provision for a report of the visit of representatives of the State; now, therefore,

*Resolved*, That the chairman of the committee on geological survey, the Hon. John H. Bennett, be requested to make such a report to the House;

Which was adopted;

Would respectfully report:

That at an early day commissioners were appointed to provide for properly representing the State of Michigan at the centennial celebration of the surrender of Yorktown, for the purpose of which the appropriation mentioned in the above preamble was made by the Legislature.

The commission very properly determined to represent the State through the chief executive officer of the the State (the Governor), and also his staff, the legislative department, and judiciary, together with the military power of the State.

To this end invitations were sent to every member of the Legislature, and many distinguished persons, to participate in the celebration. And also as many of the military as the means furnished would permit.

If the members of the Legislature did not attend the celebration it was not the fault of any member of that commission. They were all "bidden to the feast."

The excursion left Jackson in the afternoon of Saturday, passing through the State of Ohio in the night, and crossing the Ohio river into West Virginia Sabbath morning at daylight. From this point through the Cumberland mountains the scenery was new, picturesque, and beautiful, and richly repaid the cost, fatigue, and trouble of the entire excursion. We reached Washington Sabbath evening, and by the sagacity and perseverance of commissioner Philo Parsons of Detroit, we were all provided with good hotel accommodations, although Washington was full and we reached there in the night.

The next morning the excursion visited the federal capitol and other places of interest, and at 11 o'clock was received by the President of the United States. And on this reception I am informed that the President had arranged to receive only the Governors of the several States, to which our good Governor objected, saying that Michigan was there to be received, and the Legislature and other representatives of his State must be received or he wished no reception.

The whole Michigan delegation was courteously received by the president, and notwithstanding the chief executive of the nation had been stricken down by a murderous assassin, and the nation was in mourning for the beloved Garfield, we all took courage as we shook hands with and observed the stalwart bearing, the frank, firm, yet honest face of Chester A. Arthur. And the delegation then realized that although our president was murdered the nation still lived, and that the ship of State would be guided by a true heart and a strong arm.

Tuesday we reached Yorktown, where quarters and tents had been provided by the commission and Adjutant General Robertson, to whom much credit was therefore due. Our position upon the grounds, and the perfect military arrangements were superior to that of any other State upon the field of Yorktown; so much so that Michigan troops actually erected the tent for the governor of Virginia.

During our entire stay at Yorktown, Governor Jerome and Commissioner Parsons were quartered in their tents looking after the wants of the delegation,

and upholding the good name, dignity, and honor of our State, both of them declining to accept quarters on board a beautiful steamer tendered them, but remained on the field and dined at the same table with the rest of the delegation.

To Quartermaster-General Church great praise is due for his energy, foresight, and zeal in providing for the wants of so great an excursion under such disadvantageous circumstances. And such perfect satisfaction was there felt that a resolution of thanks was unanimously passed by the delegation, thanking him for his services.

While at Yorktown no State made a better showing than did the State which you represent on this floor.

That there were some hardships to encounter was to be expected, and could not be avoided, as Yorktown contains only a few hundred inhabitants, and stands on a barren sand bank, without hotels or means of carriage transportation.

There were sights and scenes that were new, and some of them decidedly conical. To see the gigantic form of the gentleman from Saginaw, as he left the wharf for camp one and one-half miles away, drawn by one donkey, not larger than a jack-rabbit, over the earth-works of Magruder and through the clouds of dust which was rising from the "sacred soil of Old Virginia," was a sight to be enjoyed by any Michigander.

The charge has been made that the fatigue was unbearable, and the fare "horrid."

This charge would not have been made, had the parties making them possessed the courage and spirit that animated the patriots who compelled the surrender of Cornwallis in 1781, or who routed Magruder in 1862. Ladies endured the fatigue, and enjoyed the excursion, and none complained but "old maids dressed in pants and overcoats; and more particularly described by me at our last session.

The report that any State official was intoxicated, could only come from some one who had rheumatism in his hair and massasaugas in his boots.

All of which is respectfully submitted.

J. H. BENNETT, *Chairman.*

Report accepted and committee discharged.

On motion of Mr. Bennett,

The report was adopted.

Mr. Baldwin moved that a committee of three be appointed on the part of the House to act with a like committee on the part of the Senate to wait upon the Governor and ascertain whether he desired further to communicate with the Legislature;

Which motion prevailed.

The Speaker appointed as such committee Messrs. Baldwin, Woodruff and Corbin.

The Speaker announced the following:

SENATE CHAMBER,  
Lansing, March 11, 1882. }

*To the Speaker of the House of Representatives:*

SIR,—I am instructed to return to the House the following concurrent resolution:

*Resolved,* (The Senate concurring), That the Secretary of the Senate and the Clerk of the House of Representatives be instructed to forward by mail to the postoffice address of each member of the Legislature, also the reporters of

the press in attendance during the special session, the usual daily copies of the Journal for the remainder of the session; also such other documents as the members are entitled to, and they are hereby authorized to draw warrants on the Treasurer for such amount of postage as may be required therefor.

In the passage of which the Senate has concurred by a majority vote of all the Senators elect.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate,*

The concurrent resolution was referred to the committee on engrossment and enrollment for enrollment.

The committee of three appointed to act with a like committee on the part of the Senate to wait upon the Governor and ascertain whether he had any further communication to make with the Legislature, returned and reported that they had performed that duty and that the Governor had no further communication to make, and they asked to be discharged.

Report accepted and committee discharged.

Mr. Earle moved that a committee of three be appointed to wait upon the Senate and inform that body that the House had completed its labors and was ready to adjourn;

Which motion prevailed.

The Speaker appointed as such committee Messrs. Earle, Dewey, and Turnbull.

After a short absence the committee returned and reported that they had performed the duty assigned them and asked to be discharged.

Report accepted and committee discharged.

On motion of Mr. G. H. Hopkins,

The House adjourned.

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*Lansing, Monday, March 13, 1882.*

The House met pursuant to adjournment and was called to order by the Speaker.

Roll called: not a quorum present.

Present: Messrs. Bennett, Blood, Bloom, Cobb, Copley, Outcheon, Davenport, Diller, Duudass, Eakins, Estabrook, Fraser, Harford, Hill, Howard, Millard, Palmerlee, Parsons, A. S. Partridge, Perham, Pomroy, Seymour, Waring, J. E. White, J. H. White, Wing and Wilkins.

On motion of Mr. Howard,

The House adjourned.

*Lansing, Tuesday, March 14, 1882.*

The House met pursuant to adjournment, and was called to order by the Speaker.

Roll called: not a quorum present.

Present: Messrs. Bennett, Bloom, Diller, Howard, and J. E. White.

REPORT OF STANDING COMMITTEES.

By the committee on engrossment and enrollment:

The committee on engrossment and enrollment report as correctly enrolled, signed, and presented to the Governor, the following:

1. Bill No. 3, entitled

A bill to repeal section 2482 of the compiled laws of 1871, being section 22 of an act approved February 13, 1855, entitled "An act to provide for the construction of train railways;"

2. Bill No. 2, entitled

A bill to repeal section 2527 of the compiled laws of 1871, being section 26 of an act approved March 5, 1867, entitled "An act to provide for the formation of street railway companies;"

3. House bill No. 11, entitled

A bill to amend sections 2 and 3 of an act entitled "An act to provide for the sale of State tax lands," approved June 7, 1881, being act No. 229 of the public acts of 1881, and to add 4 new sections to said act to stand as sections 4, 5, 6, and 7,

4. House bill No. 9, entitled

A bill to amend section 6 of chapter 268 of the compiled laws of 1871, being compiler's section 8131, relative to the expenses and compensation of the members of the board of control of the State reform School;

5. House Bill No. 6, entitled

A bill to repeal section No. 1138 of the compiled laws of 1871, being an act approved March 21, 1865, entitled "An act to provide for assessing property in certain cases at any time between the first days of May and October in each year, and for the more speedy collection of taxes in certain cases;" and section No. 1141 of the compiled laws of 1871, being an act approved April 5, 1869, entitled "An act to provide for the payment of taxes levied and assessed upon lands purchased and held for non-payment of taxes;" and act No. 169 of the session laws of 1873, approved April 25, 1873, entitled "An act requiring settlers under the homestead laws of the United States to pay taxes after a residence of five years;" and act No. 180 of the session laws of 1873, approved April 29, 1873, entitled "An act relative to licensed homestead lands, and to provide for taxing the same in certain cases;" and act No. 37 of the session laws of 1873, approved March 22, 1873, entitled "An act relative to the payment of taxes;" and act No. 118 of the session laws of 1873, approved April 18, 1873, entitled "An act relative to granting injunctions in certain cases," and act No. 6 of the session laws of 1874, approved March 24, 1874, entitled "An act relative to taxation;" and section No. 1136 of the compiled laws of 1871 as amended by act No. 82 of the session laws of 1875, entitled "An act to provide for the return and settlement of tax sales of county treasurers;"

and sections No. 967 to No. 1133 both inclusive, of the compiled laws of 1871, the same being act No. 169 of the session laws of 1869, approved April 6, 1869, entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," also all acts amendatory thereof;

6. House bill No. 5, entitled

A bill to amend sections 4, 5, and 8 of chapter 2, sections 4 and 7 of chapter 3, section 3 of chapter 4, sections 5 and 13 of chapter 11, and to add a new section to chapter 12 to stand as section 14, of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State," approved June 8, 1881;

7. House bill No. 12, entitled

A bill making an appropriation for rebuilding the north wing of the main building of the reform school, for the building of two new cottages, and for remodeling and extending the steam heating apparatus for said institution;

8. House bill No. 32, entitled

A bill to authorize the township board of the township of Kalamazoo to extend the time for collection and return of taxes for the year 1881 in said township;

9. House bill No. 35, entitled

A bill to authorize the city of Saginaw to raise money for building a court house therein for the county of Saginaw, and to authorize said county and city to contract with each other therefor;

10. House bill No. 38, entitled

A bill to authorize cities and villages to take private property for the use or benefit of the public, and to repeal act No. 201 of the public acts of 1877, approved May 23, 1877, and all acts amendatory thereof;

11. House bill No. 18, entitled

A bill authorizing the common council of the city of Detroit, with the concurrence of the city council thereof, to make a re-assessment to defray the expense of a public improvement on Michigan avenue, a street in said city;

12. House bill No. 19, entitled

A bill authorizing the common council of the city of Detroit, with the concurrence of the city council thereof, to make a re-assessment to defray the expense of a public improvement on Jefferson avenue, a street in said city, from the railroad bridge to the east curb line of Elmwood avenue;

13. House bill No. 20, entitled

A bill authorizing the common council of the city of Detroit, with the concurrence of the city council thereof, to make a re-assessment to defray the expense of a public improvement on Jefferson avenue, a street in said city, from the west curb line of Shelby street to the east curb line of Beaubien street in said city;

14. House bill No. 21, entitled

A bill authorizing the common council of the city of Detroit, with the concurrence of the city council thereof, to make a re-assessment to defray the expense of a public improvement on Jefferson avenue, a street in said city, from the east curb line of Beaubien street to the railroad bridge in said city;

15. Concurrent resolution, viz.:

*Resolved* (the Senate concurring), That the chief Clerk of the House of Representatives and Secretary of the Senate be and they are hereby authorized

and directed to compile and prepare for publication and make indexes and superintend the publication of the journals and documents of this session of the Legislature, and when completed and certified to by the Secretary of State they shall each be entitled to and receive for such services the sum of \$100, and the Auditor General is hereby instructed to draw his warrant for the same on the presentation of such certificate of the Secretary of State;

16. House bill No. 22, entitled

A bill authorizing the common council of the city of Detroit, with the concurrence of the city council thereof, to make a re-assessment to defray the expense of a public improvement on Franklin street, in said city;

17. House bill No. 37, entitled

A bill to authorize cities and villages to construct, enlarge, and maintain sewers, as public improvements, in private property, and to repeal all laws in conflict with the provisions of this act;

18. House bill No. 27, entitled

A bill to incorporate the village of Minden in Sanilac county;

19. House bill No. 23, entitled

A bill to amend an act entitled "An act to incorporate a board of water commissioners for the city of East Saginaw to supply the city with pure and wholesome water, and to provide for the completion and management of the East Saginaw water works," approved February 28, 1873;

20. House bill No. 24, entitled

A bill for the relief of the Washtenaw county agricultural and horticultural society;

21. House bill No. 30, entitled

A bill to amend section one, of act No. 157, of the session laws of 1881, entitled "An act to authorize the incorporation of a Michigan millers' fire insurance company;"

22. House bill No. 33, entitled

A bill to amend section 18, of act No. 142, approved May 11, A. D. 1881, session laws of Michigan, to extend time of registration for the village of Kalamazoo;

23. House bill No. 34, entitled

A bill to legalize the tax roll of the township of Kochville, in the county of Saginaw, for the year 1881, and to authorize the collection of taxes assessed thereon;

24. House bill No. 39, entitled

A bill to amend an act entitled "An act to create a fire commission in the city of Detroit," approved March 18, 1871, amended May 23, 1877;

25. House bill No. 31, entitled

A bill to re-incorporate the city of Manistee;

26. House bill No. 1, entitled

A bill to provide for the assessment of property and the levy and collection of taxes thereon;

27. House joint resolution No. 2, entitled

Joint resolution authorizing the Governor to issue a patent to Nelson Sperry for the S.  $\frac{1}{2}$  of N. E.  $\frac{1}{4}$ , section 16, township 10 N. of range 9 east, primary school lands.

J. E. WHITE, *Acting Chairman.*

Report accepted and committee discharged.

## MESSAGE FROM THE GOVERNOR.

The Speaker announced the following:

EXECUTIVE OFFICE,  
Lansing, March 14, 1882. }

*To the House of Representatives:*

I have this day approved, signed, and deposited in the office of the Secretary of State

An act to authorize the township board of the township of Kalamazoo to extend the time for collection and return of taxes for the year 1881 in said township;

An act to repeal section 2482 of the compiled laws of 1871, being section 22 of an act approved February 13, 1855, entitled "An act to provide for the construction of train railways;"

An act to repeal section 2527 of the compiled laws of 1871, being section 26 of an act approved March 5, 1867, entitled "An act to provide for the formation of street railway companies;"

An act to amend sections 2 and 3 of an act entitled "An act to provide for the sale of State tax lands," approved June 7, 1881, being act No. 229 of the public acts of 1881, and to add four new sections to said act to stand as sections 4, 5, 6 and 7;

An act to amend section 6 of chapter 268 of the compiled laws of 1871, being compiler's section 8131, relative to the expenses and compensation of the members of the board of control of the State reform school;

An act to amend sections 4, 5, and 8 of chapter 2, sections 4 and 7 of chapter 3, section 3 of chapter 4, sections 5 and 13 of chapter 11, and to add a new section to chapter 12 to stand as section 14 of act No. 243 of the session laws of 1881, entitled "An act to revise and consolidate the laws relating to the establishment, opening, improvement, and maintenance of highways and private roads, and the building, repairing, and preservation of bridges within this State." Approved June 8, 1881;

An act to repeal section No. 1138 of the compiled laws of 1871, being an act approved March 21, 1865, entitled "An act to provide for assessing property in certain cases at any time between the first days of May and October in each year, and for the more speedy collection of taxes in certain cases;" and section No. 1141 of the compiled laws of 1871, being an act approved April 5, 1869, entitled "An act to provide for the payment of taxes levied and assessed upon lands purchased and held for non-payment of taxes;" and act No. 169 of the session laws of 1873, approved April 25, 1873, entitled "An act requiring settlers under the homestead laws of the United States to pay taxes after a residence of five years;" and act No. 180 of the session laws of 1873, approved April 29, 1873, entitled "An act relative to licensed homestead lands, and to provide for taxing the same in certain cases;" and act No. 37 of the session laws of 1873, approved March 22, 1873, entitled "An act relative to the payment of taxes;" and act No. 118 of the session laws of 1873, approved April 18, 1873, entitled "An act relative to granting injunctions in certain cases," and act No. 6 of the session laws of 1874, approved March 24, 1874, entitled "An act relative to taxation;" and section No. 1136 of the compiled laws of 1871 as amended by act No. 82 of the session laws of 1875, entitled "An act to provide for the return and settlement of tax sales of county treasurers;" and sections No. 967 to No. 1133 both inclusive, of the compiled laws of 1871. the same being act No. 169 of the session laws of 1869, approved April 6, 1869,



entitled "An act to provide for a uniform assessment of property, and for the collection and return of taxes thereon," also all acts amendatory thereof;

An act making an appropriation for rebuilding the north wing of the main building of the reform school, for the building of two new cottages, and for remodeling and extending the steam heating apparatus for said institution;

An act to provide for the assessment of property and the levy and collection of taxes thereon.

DAVID H. JEROME,  
*Governor.*

The message was laid on the table.

MESSAGES FROM THE SENATE.

The Speaker announced the following:

SENATE CHAMBER,  
*Lansing, March 14, 1882.* }

*To the Speaker of the House of Representatives:*

SIR—I am instructed to return to the House the following bill:

House bill No. 8 (file No. 11), entitled

A bill to provide for the insurance of buildings owned by the State, and for the rebuilding or repairing of such buildings in case of loss, and providing for the temporary care of the inmates thereof;

In the passage of which the Senate has non-concurred.

Very respectfully,

EDWIN S. HOSKINS,  
*Secretary of the Senate.*

The message was laid on the table.

The hour of twelve o'clock M. having arrived, the Speaker declared the House adjourned *sine die*.

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HOUSE OF REPRESENTATIVES, }  
*Lansing, March 14, 1882.* }

I hereby certify that the foregoing is a correct journal of the proceedings of the House of Representatives of the Legislature of Michigan, for the year 1882.

DANIEL L. CROSSMAN,  
*Clerk of the House of Representatives.*

## ERRATA.

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House bill 23, entitled

A bill to amend an act entitled "An act to incorporate a board of water commissioners for the city of East Saginaw to supply the city with pure and wholesome water, and to provide for the completion and management of the East Saginaw Water Works," approved February 28, 1873.

Said bill having passed the House as shown on pages 184-5. The journal fails to show that said bill was given immediate effect by a vote of two thirds of all the members elect, which was the fact, as the vote to so give it effect was put and carried by the constitutional majority, and so announced.

In the memorial service on the death of Hon. Frank Kendrick, shown on pages 103-112, frequent reference is made to the date of his death as October 16, 1881, which is an error, as his death took place November 16, 1881.



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# INDEX.

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# BILL HISTORIES AND INDEX.

Index to subject matter of bills will be found in general index, with reference to the numbers as found in bill histories.

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| No. 23. A bill to amend an act entitled "An act to incorporate a board of water commissioners for the city of East Saginaw, to supply the city with pure and wholesome water, and to provide for the completion and management of the East Saginaw water-works," approved February 28, 1873;   |       |
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| (By error the journal does not give the bill immediate effect, when in fact it was so ordered by the House.  |       |
| D. L. CROSSMAN, Clerk.)  |       |

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